

FIFTY-SEVENTH DAY

(Continued)

(Friday, April 26, 1935)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

HOUSE BILL NO. 558 ON SECOND READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 558, A bill to be entitled "An Act to establish and maintain a live stock and poultry agricultural experiment station in the piney woods region of Southeast Texas, in one of the following counties: Liberty, Orange, Hardin, Newton, Jasper, or Tyler; authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to select a suitable location for said station, and empowering said board of directors to establish and maintain the same, to accept not less than two hundred acres of land as a donation for said experimental station, and to accept money or anything of value for the establishment and maintenance of said station, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 558 ON THIRD READING

Mr. Quinn moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 558 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—92

Adamson	Clayton
Aikin	Colquitt
Alsup	Cooper
Ash	Cowley
Bergman	Craddock
Bourne	Daniel
Bradbury	Davis
Broyles	Davisson
Burton	of Eastland
Butler of Brazos	Dunagan
Cagle	Dunlap of Hays
Calvert	Dunlap of Kleberg
Celaya	Duvall

Dwyer	McFarland
Farmer	McKee
Fisher	McKinney
Fitzwater	Moffett
Ford	Moore
Fox	Morris
Frazer	Morse
Fuchs	Newton
Glass	Padgett
Graves	Palmer
Gray	Patterson
Greathouse	Payne
Hankamer	Pope
Harris of Dallas	Quinn
Hartzog	Reader
Hodges	Reed of Bowie
Holland	Reed of Dallas
Hoskins	Riddle
Howard	Roach of Angelina
Hunt	Roach of Hunt
Hunter	Roane
Jackson	Settle
Jefferson	Shofner
Jones of Falls	Spears
Jones of Runnels	Steward
Jones of Shelby	Stinson
Jones of Wise	Tennyson
King	Venable
Lange	Waggoner
Latham	Westfall
Lotief	Wood of Harrison
Lucas	Young
Mauritz	Youngblood
McCalla	

Nays—18

Adkins	Knetsch
Caldwell	Lemens
Fain	Lindsey
Good	Luker
Hanna	McConnell
Hardin	Olsen
Harris of Archer	Stovall
Herzik	Tillery
Huddleston	Walker

Present—Not Voting

Bradford	Davison of Fisher
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Absent

Alexander	Keefe
Atchison	Lanning
Beck	Leath
Butler of Karnes	Leonard
Collins	Morrison
Colson	Nicholson
Crossley	Petsch
Dickison	Roark
England	Roberts
Gibson	Rogers
Head	Russell
Hill	Rutta
Hofheinz	Scarborough
Hyder	Smith
James	Stanfield
Jones of Atascosa	Tarwater

Thornton
Wells

Wood of Montague
Worley

Absent—Excused

Canon

The Speaker then laid House Bill No. 558 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 84 ON SECOND READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 84, A bill to be entitled "An Act amending Article 7047 of the Revised Civil Statutes, 1925, by repealing House Bill No. 102, as passed by the Forty-first Legislature, Second Called Session, 1929, and approved by the Governor of Texas, June 24, 1929; and repealing Senate Bill No. 127, 'Regulating and providing for supervision of emigrant agents,' passed by the Forty-first Legislature, Second Called Session, 1929, and effective without the Governor's signature, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 84 ON THIRD READING

Mr. Duvall moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 84 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99

Adamson
Adkins
Alsup
Ash
Bergman
Bourne
Bradbury
Bradford
Broyles
Burton
Butler of Brazos
Caldwell
Calvert
Clayton
Colquitt

Cooper
Cowley
Craddock
Crossley
Daniel
Davisson
of Eastland
Dunagan
Dunlap of Hays
Dunlap of Kleberg
Duvall
Fain
Farmer
Fisher
Fitzwater

Fox
Frazer
Fuchs
Glass
Good
Graves
Gray
Greathouse
Hankamer
Hanna
Harris of Archer
Harris of Dallas
Hartzog
Hodges
Holland
Hoskins
Howard
Hunt
Hunter
Hyder
Jackson
Jefferson
Jones of Falls
Jones of Runnels
Jones of Shelby
Jones of Wise
King
Knetsch
Lange
Latham
Lemens
Lotief
Mauritz
McCalla
McConnell

McFarland
McKinney
Moffett
Moore
Morris
Morrison
Morse
Newton
Olsen
Padgett
Patterson
Payne
Pope
Quinn
Reader
Reed of Bowie
Reed of Dallas
Riddle
Roach of Angelina
Roach of Hunt
Rutta
Settle
Shofner
Spears
Steward
Stinson
Stovall
Tennyson
Tillery
Waggoner
Walker
Westfall
Wood of Harrison
Young
Youngblood

Nays—6

Aikin
Cagle
Hardin
Huddleston
Lucas
Palmer

Present—Not Voting

Davison of Fisher Herzik

Absent

Alexander
Atchison
Beck
Butler of Karnes
Celaya
Collins
Colson
Davis
Dickison
Dwyer
England
Ford
Gibson
Head
Hill
Hofheinz
James
Jones of Atascosa
Keefe
Lanning
Leath
Leonard
Lindsey
Luker
McKee
Nicholson
Petsch
Roane
Roark
Roberts
Rogers
Russell
Scarborough
Smith
Stanfield
Tarwater
Thornton
Venable
Wells
Wood of Montague
Worley

Absent—Excused

Canon

The Speaker then laid House Bill No. 84 before the House on its third reading and final passage.

The bill was read third time, and was passed.

ENTERTAINMENT BY GLEE CLUB OF COLLEGE OF INDUSTRIAL ARTS

In accordance with the provisions of a resolution heretofore adopted inviting the Glee Club of the College of Industrial Arts to sing in the House of Representatives, Speaker Stevenson presented Hon. Bullock Hyder, who introduced Mr. Bill Jones, Director of the Glee Club.

Mr. Jones then presented the Glee Club in the following selections: "C. I. A. Forever," "River, River," and "Nearer, My God, to Thee," which was dedicated to the late Judge William Pierson and Lena Haskell Pierson, his wife; "The Land of the Nile," "Berlin Symphony," and the "Eyes of Texas."

PROVIDING FOR PURCHASE OF PIANO

Mr. Head offered the following resolution:

Whereas, Numerous entertainments are given in the Hall of the House of Representatives which necessitates the use of a piano; and

Whereas, The piano now in use by the House of Representatives was bought some twenty years ago and has served its usefulness and is now in a state of dilapidation beyond repair, which renders it absolutely useless; and

Whereas, Each time an entertainment is given or each time an inauguration takes place in the building, it costs a minimum of ten dollars (\$10) to procure a piano for our use; and

Whereas, At the present prices we can procure a good piano for a very nominal sum; and

Whereas, Said piano is needed for the Speaker's quarters when not in use by the House; now, therefore, be it

Resolved, That the Speaker appoint a committee of three members to procure the best prices available and

that a piano be bought out of the Contingent Expense Fund for the use of the Speaker and the House of Representatives, and that an arbitrary maximum price limit be set upon this purchase at not exceeding two hundred seventy-five dollars (\$275).

Signed—Head, Harris of Dallas, Dunagan, Hartzog, Patterson, England, Crossley, Wells, Stanfield, Morse, Steward, Hoskins, Jefferson, Morris, Alexander, King, Mauritz, Butler of Brazos, Dickison, Roark, McKee, Knetsch, Frazer, Scarborough, Youngblood, Colquitt, Cowley, Holland, Jackson, Thornton, Walker, Dunlap of Hays, Davis, Burton, Wood of Montague, Wood of Harrison, Waggoner, Hunter, Cooper, Keefe, Leonard, Jones of Wise, Bergman, Bradford, Craddock, Smith, Settle, Hyder, McConnell, Jones of Runnels, Celaya, Roach of Hunt, Palmer, Hofheinz, Jones of Falls, Hanna, Tillery, Nicholson, Venable, Lanning, Broyles, Fox, Alsup, McFarland, Lemens, Tarwater, Hunt, Adamson, Jones of Atascosa, Gibson, Lotief, Shofner, Latham, Spears, Collins, Hankamer, Canon, Hodges, Young, Caldwell, Gray, Aikin, Atchison, Clayton, Lange.

The resolution was read second time.

Mr. Huddleston moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—55

Adamson	Glass
Adkins	Good
Aikin	Graves
Atchison	Hankamer
Beck	Hardin
Bourne	Herzik
Bradbury	Hofheinz
Broyles	Huddleston
Butler of Brazos	Hunt
Cagle	Jackson
Calvert	James
Clayton	Jones of Falls
Craddock	Jones of Wise
Crossley	Knetsch
Davison of Fisher	Leath
Davisson	Lindsey
of Eastland	Lucas
Fain	Luker
Farmer	McCalla
Fitzwater	Moffett

Moore	Roberts
Morrison	Russell
Olsen	Rutta
Padgett	Tennyson
Quinn	Waggoner
Reed of Bowie	Wells
Roach of Angelina	Westfall
Roane	Worley
Roark	

Nays—68

Alexander	Jones of Shelby
Alsup	Keefe
Ash	King
Bergman	Lange
Bradford	Lanning
Burton	Latham
Butler of Karnes	Lemens
Caldwell	Mauritz
Celaya	McConnell
Collins	McFarland
Colquitt	McKee
Colson	McKinney
Cooper	Morris
Cowley	Morse
Dickison	Palmer
Dunagan	Payne
Dunlap of Hays	Petsch
Dwyer	Reader
England	Reed of Dallas
Fisher	Riddle
Fox	Roach of Hunt
Frazer	Scarborough
Fuchs	Settle
Gibson	Shofner
Gray	Spears
Hanna	Steward
Hartzog	Stinson
Head	Stovall
Hodges	Thornton
Holland	Tillery
Hoskins	Walker
Howard	Wood of Harrison
Jefferson	Wood of Montague
Jones of Atascosa	Young

Absent

Daniel	Leonard
Davis	Lotief
Dunlap of Kleberg	Newton
Duvall	Nicholson
Ford	Patterson
Greathouse	Pope
Harris of Archer	Rogers
Harris of Dallas	Smith
Hill	Stanfield
Hunter	Tarwater
Hyder	Venable
Jones of Runnels	Youngblood

Absent—Excused

Canon

Question recurring on the resolution, it was adopted.

Reason for Vote

I voted against the above resolution by Mr. Head, because I am unwilling to spend the taxpayers' money for such purpose; however, I would be willing to make a donation personally for the cause.

HERZIK.

SENATE BILL NO. 497 ON SECOND READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 497, A bill to be entitled "An Act to provide that the District Attorney of the Twelfth Judicial District of Texas shall receive the same per diem for not to exceed fifteen days in excess of the maximum number of days provided by the Acts of the Regular Session of the Forty-third Legislature as he receives now under the provisions of said Acts; providing that nothing herein shall change the law effective on this date with reference to the expenses of said district attorney while in the performance of his official duties outside of the county of his residence and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 497 ON THIRD READING

Mr. McKinney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 497 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson	Calvert
Adkins	Celaya
Aikin	Clayton
Alexander	Colquitt
Alsup	Cooper
Ash	Cowley
Atchison	Craddock
Beck	Crossley
Bergman	Daniel
Bourne	Davisson
Broyles	of Eastland
Burton	Dickison
Butler of Brazos	Dunlap of Hays
Butler of Karnes	Dunlap of Kleberg

England	McKinney
Farmer	Moffett
Fisher	Moore
Fox	Morris
Frazer	Morrison
Gibson	Morse
Glass	Newton
Graves	Nicholson
Gray	Olsen
Hankamer	Padgett
Hanna	Payne
Harris of Dallas	Petsch
Hartzog	Quinn
Head	Reader
Herzik	Reed of Dallas
Hodges	Riddle
Hofheinz	Roach of Angelina
Hoskins	Roach of Hunt
Howard	Roark
Huddleston	Roberts
Jackson	Russell
Jefferson	Rutta
Jones of Atascosa	Scarborough
Jones of Falls	Settle
Jones of Shelby	Shofner
Jones of Wise	Steward
Keefe	Stinson
King	Tennyson
Knetsch	Thornton
Lanning	Waggoner
Latham	Walker
Leath	Wells
Lemens	Westfall
Lotief	Wood of Harrison
Lucas	Wood of Montague
Luker	Worley
McCalla	Young
McKee	Youngblood

Nays—9

Davison of Fisher	Hunt
Fain	Lindsey
Fitzwater	Reed of Bowie
Hardin	Stovall
Harris of Archer	

Present—Not Voting

Bradbury

Absent

Bradford	Jones of Runnels
Cagle	Lange
Caldwell	Leonard
Collins	Mauritz
Colson	McConnell
Davis	McFarland
Dunagan	Palmer
Duvall	Patterson
Dwyer	Pope
Ford	Roane
Fuchs	Rogers
Good	Smith
Greathouse	Spears
Hill	Stanfield
Holland	Tarwater
Hunter	Tillery
Hyder	Venable
James	

Absent—Excused

Canon

The Speaker then laid Senate Bill No. 497 before the House, on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113

Adamson	Jones of Atascosa
Adkins	Jones of Falls
Aikin	Jones of Runnels
Alexander	Jones of Shelby
Alsup	Jones of Wise
Ash	Keefe
Atchison	King
Beck	Knetsch
Bergman	Lange
Bourne	Lanning
Bradford	Latham
Broyles	Leath
Burton	Lemens
Butler of Brazos	Lotief
Butler of Karnes	Lucas
Cagle	Luker
Caldwell	McCalla
Celaya	McKee
Clayton	McKinney
Collins	Moore
Colquitt	Morris
Colson	Morrison
Cooper	Morse
Cowley	Newton
Craddock	Nicholson
Crossley	Olsen
Daniel	Padgett
Davison of Fisher	Palmer
Davisson	Patterson
of Eastland	Payne
Dickison	Pope
Dunlap of Hays	Quinn
England	Reed of Bowie
Farmer	Reed of Dallas
Fisher	Riddle
Fox	Roach of Angelina
Frazer	Roach of Hunt
Fuchs	Roark
Gibson	Roberts
Glass	Russell
Good	Rutta
Graves	Scarborough
Gray	Settle
Greathouse	Shofner
Hankamer	Spears
Harris of Dallas	Steward
Hartzog	Stovall
Head	Tennyson
Herzik	Thornton
Hodges	Tillery
Hofheinz	Waggoner
Hoskins	Walker
Howard	Wells
Huddleston	Westfall
Jackson	Wood of Harrison
James	Wood of Montague
Jefferson	Worley

Nays—7

Bradbury	Harris of Archer
Fain	Lindsey
Hanna	Moffett
Hardin	

Absent

Calvert	Mauritz
Davis	McConnell
Dunagan	McFarland
Dunlap of Kleberg	Petsch
Duvall	Reader
Dwyer	Roane
Fitzwater	Rogers
Ford	Smith
Hill	Stanfield
Holland	Stinson
Hunt	Tarwater
Hunter	Venable
Hyder	Young
Leonard	Youngblood

Absent—Excused

Canon

SENATE BILL NO. 388 ON SECOND
READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 388, A bill to be entitled "An Act amending Article 2742 of the Revised Civil Statutes, 1925, as amended by Acts of the Forty-first Legislature, First Called Session, Chapter 47, relating to the transfer of territory by petition, and declaring an emergency."

The bill was read second time.

Mr. Pope offered the following amendment to the bill:

Amend Senate Bill No. 388 by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. That Section 1, Chapter 47, Acts of the Forty-first Legislature, First Called Session, relative to detaching territories from one school district and attaching same to another be, and the same is hereby, in all respects repealed.

"Sec. 2. That Section 1-a of Chapter 140, House Bill No. 386, passed at the Regular Session of the Forty-second Legislature, page 235 of the General Laws of Texas, 1931, be, and the same is hereby, amended so as to make Section 1-a of said Section 1 hereafter be designated as Section 2742-f, and hereafter read as follows:

"Section 2742-f. The county board of trustees, when the educational needs of the county necessitate such action, may detach from any district, common or independent, or any such contiguous districts, whether created by general or special law, territory to be incorporated into a new common school or independent school district; provided that before the county board may pass an order detaching the said territory and incorporating the said district, notice of such proposed action must be given in writing to the officers of the board of trustees of each district whose area would be affected by the said transfer of territory, and an opportunity to be heard on the proposed change be afforded the officers of such district; and provided further, that no district shall be reduced below an area of nine (9) square miles, or any district created with an area of less than nine (9) square miles and sufficient taxable valuations to support an efficient school system. Any school district created under the provisions of this Act shall be governed by the general laws relating to common and independent school districts as they now exist or may hereafter be enacted, and it shall be the duty of the county board of trustees, at the time the order for the establishment of the district is made, to appoint a board of trustees for the said common or independent school district, as the case may be, to serve until the next regular election of trustees as prescribed by the general law, when a board of trustees shall be elected whose terms of office shall be in accordance with the provisions of the general law governing common and independent school districts, respectively; and the said district, when so established, shall have the rights and privileges of an independent or common school district as prescribed by general law.

"Any bonded indebtedness affected by the proposed transfer of territory and the establishment of a new district shall be adjusted by the county board of trustees as prescribed by the general law; provided, however, that before any tax may be levied over the territory of the new district for the liquidation of its proportionate part of the outstanding bonded indebtedness of any district from which the territory of the new district is taken, the said new district shall vote to assume the said indebtedness and authorize the levy of the necessary tax.

"The petition shall give the metes and bounds of the proposed district and be signed by a majority of the qualified voters residing in each territory to be detached; provided that when the proposed new district will embrace territory lying in two or more counties, all orders affecting its establishment shall be concurred in by the county board of trustees of each county concerned, but the petition for the establishment of a county line district as provided for herein shall be addressed to the county board of trustees of the county in which the principal school of the new district is to be located, and administrative jurisdiction of the said district shall be vested in the county board of said county.

"And provided further that before any portion of any district has any part thereof detached an election shall be held at which the qualified tax-paying voters of such district sought to be divided shall first vote by a majority vote to divide said district and shall define the part of said original district sought to be detached; and provided further that the district to which such territory is desired to be added shall have an election at which the qualified taxpaying voters of such original district to which such territory is sought to be added shall vote by a majority vote to assume that proportionate part of the indebtedness of the district from which such territory is detached that the detached territory bears to the original district from which detached, and at said election only those qualified taxpaying voters inside the territory of the new formed district shall vote.

"That each and all of said elections shall be held in accordance with the provisions of the general law governing bonded tax elections in a common or independent school district as the case may be. And providing further that after the holding of said elections and before the newly formed districts, or either shall be valid, the Legislature shall pass a bill ratifying and confirming the laying out and/or attempted establishment, combining, abolishing or changing of such school districts, and if the Legislature shall fail or refuse to pass such a bill then the districts shall remain as they originally existed."

Sec. 3. That Section 2 of Chapter 140, House Bill No. 386, passed at the Regular Session of the Forty-second Legislature, page 235 of the

General Laws of Texas, 1931, be, and the same is hereby, amended so as to hereafter read as follows:

"All laws and parts of laws in conflict herewith are hereby expressly repealed."

Sec. 4. The fact that great uncertainty exists as to the legality of the indebtedness of school districts heretofore attempted to be established, combined, abolished or changed by the county board of trustees creates an emergency and an imperative public necessity that the constitutional rule, requiring all bills to be read in each house on three several days, be suspended, and that this Act shall take effect from and after its passage, and it is so enacted.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and to the body of the bill.

Senate Bill No. 388 was then passed to third reading.

SENATE BILL NO. 388 ON THIRD READING

Mr. Pope moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 388 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adamson	Craddock
Adkins	Crossley
Aikin	Daniel
Alexander	Davison of Fisher
Alsop	Davisson
Ash	of Eastland
Atchison	Dickison
Beck	Dunagan
Bergman	Dunlap of Hays
Bourne	Dwyer
Bradbury	England
Bradford	Fain
Broyles	Farmer
Burton	Fisher
Butler of Brazos	Fitzwater
Butler of Karnes	Fox
Cagle	Fuchs
Caldwell	Gibson
Calvert	Glass
Celaya	Good
Clayton	Gray
Collins	Greathouse
Colquitt	Hankamer
Colson	Hanna
Cooper	Hardin
Cowley	Harris of Archer

Harris of Dallas	Morse	Bergman	Jones of Falls
Hartzog	Newton	Bourne	Jones of Runnels
Head	Olsen	Bradbury	Jones of Shelby
Hodges	Padgett	Broyles	Jones of Wise
Hofheinz	Patterson	Burton	Keefe
Holland	Payne	Butler of Brazos	King
Hoskins	Pope	Butler of Karnes	Lange
Howard	Quinn	Cagle	Latham
Huddleston	Reed of Bowie	Caldwell	Leath
Hunt	Riddle	Calvert	Lotief
Jackson	Roach of Angelina	Celaya	Lucas
James	Roach of Hunt	Clayton	Luker
Jefferson	Roane	Collins	Mauritz
Jones of Atascosa	Roark	Colquitt	McCalla
Jones of Falls	Russell	Colson	McKee
Jones of Runnels	Rutta	Cooper	McKinney
Jones of Shelby	Scarborough	Cowley	Moffett
Jones of Wise	Settle	Craddock	Moore
Keefe	Shofner	Crossley	Morris
King	Spears	Daniel	Morrison
Lange	Stanfield	Davison of Fisher	Morse
Latham	Stinson	Davisson	Newton
Leath	Stovall	of Eastland	Olsen
Lemens	Tennyson	Dickison	Padgett
Lotief	Thornton	Dunagan	Patterson
Lucas	Tillery	Dunlap of Hays	Payne
Luker	Waggoner	England	Pope
Mauritz	Walker	Fain	Quinn
McCalla	Wells	Farmer	Reed of Bowie
McKee	Westfall	Fisher	Reed of Dallas
McKinney	Wood of Harrison	Fitzwater	Riddle
Moffett	Wood of Montague	Fox	Roach of Angelina
Moore	Worley	Fuchs	Roach of Hunt
Morris	Young	Gibson	Roane
Morrison	Youngblood	Glass	Roark
		Good	Russell
	Absent	Gray	Rutta
		Greathouse	Scarborough
Davis	McConnell	Hankamer	Settle
Dunlap of Kleberg	McFarland	Hanna	Shofner
Duvall	Nicholson	Hardin	Spears
Ford	Palmer	Harris of Archer	Stanfield
Frazer	Petsch	Harris of Dallas	Stinson
Graves	Reader	Hartzog	Stovall
Herzik	Reed of Dallas	Head	Tennyson
Hill	Roberts	Hodges	Thornton
Hunter	Rogers	Hofheinz	Tillery
Hyder	Smith	Holland	Waggoner
Knetsch	Steward	Hoskins	Walker
Lanning	Tarwater	Howard	Wells
Leonard	Venable	Huddleston	Westfall
Lindsey		Hunt	Wood of Harrison
		Hunter	Wood of Montague
		Jackson	Worley
		James	Young
		Jones of Atascosa	Youngblood
			Absent
		Bradford	Herzik
		Davis	Hill
		Dunlap of Kleberg	Hyder
		Duvall	Jefferson
		Dwyer	Knetsch
		Ford	Lanning
		Frazer	Lemens
		Graves	Leonard

Lindsey	Roberts
McConnell	Rogers
McFarland	Smith
Nicholson	Steward
Palmer	Tarwater
Petsch	Venable
Reader	

Absent—Excused

Canon

HOUSE BILLS ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Nicholson and Mr. McKee:

H. B. No. 985, A bill to be entitled "An Act fixing the fees and salary of the official shorthand reporter of the County Court of Jefferson County at Law, Jefferson County, Texas, and providing the manner of payment; and declaring an emergency."

Referred to Committee on Judicial Districts.

Mr. Graves moved to introduce at this time, and have placed on its first reading, House Bill No. 986.

The motion prevailed by the following vote:

Yeas—116

Adamson	Dunlap of Hays
Adkins	England
Aikin	Fain
Alexander	Farmer
Alsup	Fisher
Ash	Fitzwater
Atchison	Fox
Beck	Frazer
Bergman	Fuchs
Bourne	Gibson
Bradbury	Glass
Bradford	Good
Broyles	Graves
Burton	Gray
Butler of Brazos	Hankamer
Butler of Karnes	Hanna
Cagle	Harris of Archer
Caldwell	Harris of Dallas
Calvert	Hartzog
Celaya	Head
Clayton	Herzik
Collins	Hill
Colquitt	Hodges
Cowley	Hofheinz
Crossley	Holland
Daniel	Hoskins
Davison of Fisher	Howard
Davisson	Huddleston
of Eastland	Hunter
Dunagan	Jackson

James	Payne
Jefferson	Petsch
Jones of Atascosa	Pope
Jones of Falls	Reader
Jones of Runnels	Reed of Bowie
Jones of Shelby	Riddle
Jones of Wise	Roach of Angelina
Keefe	Roach of Hunt
King	Roark
Knetsch	Rogers
Lange	Russell
Latham	Rutta
Leath	Settle
Lemens	Shofner
Lotief	Spears
Lucas	Stanfield
Mauritz	Stinson
McCalla	Tennyson
McFarland	Thornton
McKee	Tillery
McKinney	Waggoner
Moffett	Walker
Moore	Wells
Morris	Westfall
Morrison	Wood of Harrison
Newton	Wood of Montague
Olsen	Worley
Padgett	Youngblood
Patterson	

Absent

Colson	Luker
Cooper	McConnell
Craddock	Morse
Davis	Nicholson
Dickison	Palmer
Dunlap of Kleberg	Quinn
Duvall	Reed of Dallas
Dwyer	Roane
Ford	Roberts
Greathouse	Scarborough
Hardin	Smith
Hunt	Steward
Hyder	Stovall
Lanning	Tarwater
Leonard	Venable
Lindsey	Young

Absent—Excused

Canon

The Speaker then laid the bill before the House; it was read first time, and referred to the appropriate committee, as follows:

By Mr. Jefferson and Mr. Graves:

H. B. No. 986, A bill to be entitled "An Act making an appropriation to pay deficiency claims of stenographic work rendered the Committee on Salt Water Industries and Marine Taxation Investigating Committee, authorized by the Forty-third Legislature, and declaring an emergency."

Referred to Committee on Appropriations.

RELATIVE TO CONSIDERATION
OF CERTAIN BILLS

Mr. McFarland offered the following resolution:

Whereas, The platform of the Democratic Party of Texas, adopted at the State Democratic Convention in Galveston on September 11, 1934, contained the following comment: "We favor simplification of criminal procedure to make the attainment of justice speedy, certain, and less expensive"; and

Whereas, The present Regular Session is fast drawing to a close and public welfare demands that the Legislature take some action on bills now pending pertaining to liberalizing criminal procedure; now, therefore, be it

Resolved, That Monday night, April 29, be set aside for considering the following bills:

(1) House Bill No. 35, by Petsch (permitting a jury to consider the defendant's failure to testify).

(2) House Bill No. 52, by Petsch (permitting judge to fix penalty in criminal cases less than capital).

(3) House Bill No. 56, by Graves (prohibiting defendant from pleading former acquittal where convicted of offense of lesser grade).

(4) House Bill No. 610, by Spears (making bail on appeal discretionary to the trial court).

(5) House Bill No. 629, by Fisher (permitting defendant to waive jury in criminal cases and be tried by court).

Signed—McFarland, Jones of Wise, Fisher, McCalla, Howard, Rutta, Ford, Beck, Thornton, Shofner, Knetsch, Petsch, Aikin, Stinson, Gray, Fox, Hunt, Bradbury, Waggoner, Gibson, Latham, Graves, Roark, Worley, England, Cagle, Walker, Good, Reed of Dallas, Tennyson, Holland, Padgett, Fain, Calvert, Hodges, Canon, Herzik, Broyles, Payne, McKee, Hankamer, Settle, Burton, Dunlap of Hays, Bradford, Riddle, Jones of Atascosa, Wood of Montague, Dwyer, Wells, Jefferson, Hanna, Craddock, Celaya, Davison of Fisher, Fitzwater, Westfall, Duvall, Adamson, Stovall, Patterson, Great-house, Daniel, Spears, Young, Caldwell, Butler of Brazos, Clayton, Glass, Lange, Mauritz, Hoskins, Harris of Dallas, Hartzog, Luker, Morse, Davis, Reed of Bowie, Hardin, Palmer, Jones

of Falls, Davisson of Eastland, Adkins, Lanning, Bourne, Reader, Crossley, Lotief, Tillery, Keefe, Jones of Shelby.

The resolution was read second time.

Mr. Youngblood offered the following amendment to the resolution:

Amend the resolution that it shall not take precedence over House Simple Resolution No. 139, already adopted, and that Monday night, April 29, be set aside for same.

Signed—Youngblood, Jefferson, McKee, Davisson of Eastland, Great-house, Fitzwater, McConnell, Moore, Quinn, Farmer, Beck.

Mr. Alsup raised a point of order on further consideration of the amendment by Mr. Youngblood, on the ground that a motion to amend the Rules is not subject to an amendment.

The Speaker sustained the point of order.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—80

Adkins	Hill
Aikin	Hodges
Alexander	Hofheinz
Ash	Holland
Atchison	Howard
Bourne	Jackson
Bradbury	James
Bradford	Jones of Atascosa
Broyles	Jones of Falls
Burton	Jones of Runnels
Butler of Brazos	Jones of Shelby
Butler of Karnes	Jones of Wise
Calvert	Keefe
Celaya	King
Cowley	Knetsch
Daniel	Lange
Davison of Fisher	Lanning
Dickison	Latham
Dunlap of Hays	Lemens
Duvall	Lotief
England	Luker
Fain	Mauritz
Ford	McCalla
Fox	McFarland
Gibson	Moffett
Glass	Morris
Good	Newton
Graves	Palmer
Hankamer	Patterson
Harris of Archer	Payne
Harris of Dallas	Petsch
Head	Quinn
Herzik	Reed of Bowie

Reed of Dallas	Tennyson
Riddle	Thornton
Rutta	Waggoner
Scarborough	Walker
Stanfield	Wells
Stinson	Worley
Stovall	Young

Nays—39

Adamson	Lindsey
Alsup	Lucas
Cagle	McConnell
Cooper	McKee
Craddock	McKinney
Davisson	Moore
of Eastland	Morrison
Dunagan	Morse
Dwyer	Nicholson
Farmer	Olsen
Fitzwater	Pope
Fuchs	Roach of Hunt
Greathouse	Roark
Hanna	Russell
Hardin	Shofner
Huddleston	Tarwater
Hunt	Tillery
Hyder	Westfall
Jefferson	Wood of Harrison
Leath	Youngblood

Present—Not Voting

Bergman	Venable
Crossley	

Absent

Beck	Hunter
Caldwell	Leonard
Clayton	Padgett
Collins	Reader
Colquitt	Roach of Angelina
Colson	Roane
Davis	Roberts
Dunlap of Kleberg	Rogers
Fisher	Settle
Frazer	Smith
Gray	Spears
Hartzog	Steward
Hoskins	Wood of Montague

Absent—Excused

Canon

**BILLS AND RESOLUTION
SIGNED BY THE
SPEAKER**

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 489, "An Act to provide rules of practice and procedure in district courts sitting for all of their terms or for only some of their

terms in a county where three district courts, with both civil and criminal jurisdiction, sit and have jurisdiction, none of which has more than four terms a year, and one of which sits and has jurisdiction in not less than two other counties, and declaring an emergency."

S. B. No. 491, "An Act changing the time of holding the District Court in the Forty-ninth Judicial District, and providing that all processes and writs heretofore issued and all recognizances and bonds heretofore made and executed and returned to existing terms of district court in counties composing said district, together with jurors heretofore selected, are valid and returnable to the first terms of such court after this Act takes effect, and providing for the continuation of the existing district courts in said counties in session when this Act takes effect, to the end of their terms; repealing all conflicting laws; fixing the effective date of this Act, and declaring an emergency."

H. B. No. 189, "An Act to regulate the occupation of hairdressers and cosmetologists, to create a State Board of Examiners for the licensing of persons to carry on and to teach such practice, to insure the better education of such practitioners; to provide rules regulating the proper conduct and sanitation of hairdressing and beauty culture establishments and schools, so as to prevent the spreading of contagious and infectious diseases, and to provide for violations thereof; providing for distribution of moneys collected under this Act and making an appropriation; prescribing a penalty; providing a saving clause; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 267, "An Act to amend Article 8161 of the Revised Civil Statutes of the State of Texas, 1925, so as to provide that commissioners of drainage districts are authorized and required to build all necessary bridges and culverts across and over all canals, drains, ditches, laterals, and levees constructed by their districts whenever the same cross a State highway, county or public road, and declaring an emergency."

S. B. No. 482, "An Act making a certain emergency appropriation

out of the General Revenue of the State of Texas to rebuild the barn at the Texas Experimental Station No. 8, located near Lubbock, Texas, to purchase harness and feed, also burned, and declaring an emergency."

H. B. No. 11, "An Act making appropriations of funds to be expended for the purpose of creating and conducting celebrations commemorating the historic period of Texas history, celebrating a century of independence and progress, etc., and declaring an emergency."

S. B. No. 169, "An Act amending Subdivision 36 of Article 1302, Title 32, Chapter 1, of the Revised Civil Statutes of 1925, and amending Articles 1495 and 1496 of Title 32, Chapter 15, of the Revised Civil Statutes of 1925, so as to add, after the words 'mineral solutions' in each of said articles, the words 'and liquefied minerals,' and amending Article 1505 of Title 32, Chapter 15, of the Revised Civil Statutes of 1925, so as to add, after the word 'salt,' in such article, the words 'mineral solutions and liquefied minerals,' and declaring an emergency."

S. B. No. 87, "An Act amending Article 4442, Revised Statutes of the State of Texas, 1925, by adding to said article Section No. 5, so as to provide that when a keeper, manager, or owner of an institution defined in said article shall operate same without a license or sell or traffic in babies or permit the use of said institution for purposes other than provided in their license, they may be enjoined in a suit filed by the Attorney General, district or county attorney, or any citizen, and declaring an emergency."

S. B. No. 4, "An Act authorizing municipalities, political subdivisions and taxing districts to proceed under the provisions of Federal Bankruptcy Laws enacted for the relief of such municipalities, political subdivisions, and taxing districts; and declaring an emergency."

S. B. No. 502, "An Act providing for the employment of persons necessary for the construction, maintenance, operation, and development of navigation districts, etc., and declaring an emergency."

S. B. No. 141, "An Act amending Article 2910 of the Revised Civil Stat-

utes of the State of Texas, 1925, eliminating from the said article the provision which prohibits any person interested in the publication of textbooks or in selling the same to be used in the public schools of this State from being eligible to hold certain positions in the public schools in this State, and declaring an emergency."

S. B. No. 268, "An Act to amend Article 8120 of the Revised Civil Statutes of the State of Texas, 1925, so as to provide a method for fixing the compensation of the commissioners of drainage districts, requiring reports from the commissioners of such drainage districts to the commissioners courts of their counties setting forth what said reports shall contain and authorizing such commissioners courts to audit and approve the same, and declaring an emergency."

H. B. No. 406, "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, or fawn within the limits of the Counties of Jasper and Newton, State of Texas, for a period of three (3) years from and after the passage of this Act; providing a penalty therefor, and declaring an emergency."

H. C. R. No. 97, Suspending certain joint rules for the purpose of considering House Bill No. 585.

HOUSE BILL NO. 978 ON SECOND READING

On motion of Mr. Bourne, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 978, A bill to be entitled "An Act authorizing the creation and incorporation of wind erosion conservation districts coextensive with the area of any county in this State; prescribing the methods for the creation of same, and designating the powers and duties of such districts; prescribing that the county judge and commissioners court shall constitute the governing body and that the county treasurer and county clerk shall be the treasurer and clerk of such districts, etc., and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Stanfield offered the following amendment to the bill:

Amend House Bill No. 978 by striking out all of Section 12.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and to the body of the bill.

House Bill No. 978 was then passed to engrossment.

HOUSE BILL NO. 978 ON THIRD READING

Mr. Stanfield moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 978 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Adamson	Greathouse
Aikin	Hankamer
Alexander	Hanna
Alsup	Hardin
Ash	Harris of Archer
Atchison	Harris of Dallas
Beck	Hartzog
Bergman	Head
Bourne	Hill
Bradbury	Hodges
Bradford	Hofheinz
Broyles	Hoskins
Burton	Howard
Butler of Brazos	Huddleston
Butler of Karnes	Hunter
Cagle	James
Celaya	Jefferson
Collins	Jones of Atascosa
Colson	Jones of Falls
Cooper	Jones of Runnels
Cowley	Jones of Shelby
Craddock	Jones of Wise
Crossley	Keefe
Daniel	King
Davison of Fisher	Lanning
Davisson	Latham
of Eastland	Leath
Dickison	Lemens
Dunagan	Lindsey
Dunlap of Hays	Lotief
Duvall	Lucas
England	Luker
Fain	Mauritz
Farmer	McCalla
Fisher	McConnell
Fitzwater	McFarland
Ford	McKee
Frazer	McKinney
Gibson	Moffett
Glass	Moore
Good	Morris
Gray	Morrison

Morse	Settle
Newton	Shofner
Padgett	Smith
Palmer	Stanfield
Patterson	Steward
Payne	Stinson
Petsch	Stovall
Quinn	Tarwater
Reader	Thornton
Reed of Bowie	Venable
Riddle	Waggoner
Roach of Hunt	Westfall
Roark	Wood of Harrison
Rogers	Wood of Montague
Russell	Worley
Rutta	Young
Scarborough	Youngblood

Absent

Adkins	Knetsch
Caldwell	Lange
Calvert	Leonard
Clayton	Nicholson
Colquitt	Olsen
Davis	Pope
Dunlap of Kleberg	Reed of Dallas
Dwyer	Roach of Angelina
Fox	Roane
Fuchs	Roberts
Graves	Spears
Herzik	Tennyson
Holland	Tillery
Hunt	Walker
Hyder	Wells
Jackson	

Absent—Excused

Canon

The Speaker then laid House Bill No. 978 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—115

Adamson	Daniel
Adkins	Davison of Fisher
Aikin	Davisson
Alexander	of Eastland
Alsup	Dunlap of Hays
Ash	Dwyer
Atchison	England
Beck	Fain
Bergman	Fisher
Bourne	Fitzwater
Bradbury	Fox
Bradford	Frazer
Broyles	Gibson
Burton	Glass
Butler of Brazos	Good
Butler of Karnes	Graves
Cagle	Gray
Cooper	Greathouse
Craddock	Hankamer
Crossley	Hanna

Hardin	Morse
Harris of Archer	Newton
Harris of Dallas	Padgett
Hartzog	Palmer
Head	Patterson
Hodges	Payne
Hofheinz	Petsch
Holland	Quinn
Hoskins	Reader
Howard	Reed of Bowie
Huddleston	Reed of Dallas
Hunter	Riddle
Jackson	Roach of Angelina
James	Roach of Hunt
Jefferson	Roark
Jones of Falls	Rogers
Jones of Runnels	Russell
Jones of Shelby	Rutta
Jones of Wise	Scarborough
Keefe	Settle
King	Shofner
Lanning	Smith
Latham	Stanfield
Leath	Stinson
Lemens	Tarwater
Lotief	Tennyson
Lucas	Thornton
Luker	Tillery
Mauritz	Venable
McCalla	Waggoner
McConnell	Walker
McFarland	Wells
McKee	Westfall
McKinney	Wood of Harrison
Moffett	Wood of Montague
Moore	Worley
Morris	Young
Morrison	Youngblood

Nays—2

Farmer Roane

Absent

Caldwell	Hill
Calvert	Hunt
Celaya	Hyder
Clayton	Jones of Atascosa
Collins	Knetsch
Colquitt	Lange
Colson	Leonard
Cowley	Lindsey
Davis	Nicholson
Dickison	Olsen
Dunagan	Pope
Dunlap of Kleberg	Roberts
Duvall	Spears
Ford	Steward
Fuchs	Stovall
Herzik	

Absent—Excused

Canon

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 26, 1935.Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House amendments to Senate Bill No. 4 by the following vote: Yeas, 27; nays, 2; viva voce.

The Senate has concurred in House amendments to Senate Bill No. 407 by the following vote: Yeas, 29; nays, 0.

The Senate has passed

H. B. No. 491, A bill to be entitled "An Act providing for a civil service commission in cities having a population of more than 290,000, and in counties having a population of more than 350,000, both according to the Federal Census last preceding; establishing a method for the election of the members of said commission; fixing the terms of office of said members, and providing for the functioning of said commission; providing for a civil service system based upon examination and investigation as to merit, efficiency, and fitness for appointment, employment, and promotion of individuals appointed in and employed by said cities and counties; etc., and declaring an emergency."

The Senate has adopted

S. C. R. No. 43, Relative to authorizing certain school districts to file claims for aid under Senate Bill No. 242.

The Senate has refused to concur in House amendments to Senate Joint Resolution No. 6, and requests the appointment of a conference committee to adjust the differences between the two houses. The following have been appointed on the part of the Senate: Senators DeBerry, Van Zandt, Pace, Poage, and Hopkins.

Respectfully,

BOB BARKER,
Secretary of the Senate.REQUEST OF THE SENATE
GRANTED

On motion of Mr. Wood of Harrison, the House granted the request of the Senate for a conference com-

mittee to adjust the differences between the House and Senate on Senate Joint Resolution No. 6.

CONSIDERATION OF CERTAIN EMERGENCY APPROPRIA- TION BILLS

The Speaker announced that the hour set aside for the consideration of certain emergency appropriation bills had arrived, and stated that the House would now proceed to the consideration of same.

HOUSE BILL NO. 181 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 181, A bill to be entitled "An Act making an appropriation to remove the remains of certain Texas patriots and providing for monuments for such patriots, and declaring an emergency."

The bill was read second time.

(Mr. Morse in the Chair.)

Mr. Hoskins offered the following amendment to the bill:

Amend House Bill No. 181, line No. 28, page No. 1, by inserting after the word "wife" the words "from Bosque County."

The amendment was adopted.

House Bill No. 181 was then passed to engrossment.

HOUSE BILL NO. 181 ON THIRD READING

Mr. Hoskins moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 181 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107

Adamson	Celaya
Adkins	Collins
Alexander	Colquitt
Ash	Colson
Beck	Cooper
Bourne	Cowley
Bradbury	Craddock
Bradford	Crossley
Broyles	Daniel
Burton	Davison of Fisher
Butler of Karnes	Davisson
Cagle	of Eastland

Dickison	McKee
Dunagan	McKinney
Dunlap of Hays	Moffett
Duvall	Moore
Dwyer	Morris
England	Morrison
Fisher	Morse
Fox	Newton
Frazer	Nicholson
Fuchs	Padgett
Glass	Palmer
Graves	Patterson
Gray	Payne
Hankamer	Petsch
Hanna	Pope
Harris of Archer	Reader
Harris of Dallas	Reed of Dallas
Hartzog	Riddle
Head	Roach of Angelina
Herzik	Roach of Hunt
Hodges	Roark
Holland	Roberts
Hoskins	Rogers
Howard	Russell
Huddleston	Rutta
Jackson	Scarborough
James	Settle
Jefferson	Shofner
Jones of Atascosa	Smith
Jones of Falls	Steward
Jones of Shelby	Stinson
Jones of Wise	Stovall
Knetsch	Tarwater
Lange	Thornton
Lanning	Waggoner
Latham	Wells
Lemens	Westfall
Lotief	Wood of Harrison
Luker	Wood of Montague
Mauritz	Worley
McCalla	Young
McFarland	Youngblood

Nays—14

Aikin	Hunt
Atchison	Keefe
Bergman	Lucas
Fain	McConnell
Farmer	Reed of Bowie
Good	Venable
Hardin	Walker

Absent

Alsup	Hyder
Butler of Brazos	Jones of Runnels
Caldwell	King
Calvert	Leath
Clayton	Leonard
Davis	Lindsey
Dunlap of Kleberg	Olsen
Fitzwater	Quinn
Ford	Roane
Gibson	Spears
Greathouse	Stanfield
Hill	Tennyson
Hofheinz	Tillery
Hunter	

Absent—Excused

Canon

The Chair then laid House Bill No. 181 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—104

Adamson	Hyder
Adkins	Jackson
Alexander	James
Alsup	Jefferson
Ash	Jones of Atascosa
Beck	Jones of Falls
Bourne	Jones of Runnels
Bradbury	Jones of Shelby
Bradford	King
Broyles	Latham
Burton	Lemens
Butler of Karnes	Lindsey
Cagle	Lotief
Calvert	Mauritz
Celaya	McCalla
Collins	McKee
Colquitt	Moffett
Colson	Moore
Cooper	Morris
Cowley	Morrison
Crossley	Newton
Daniel	Nicholson
Davison of Fisher	Padgett
Davison	Palmer
of Eastland	Patterson
Dickison	Payne
Dunagan	Petsch
Dunlap of Hays	Pope
Dunlap of Kleberg	Reader
Duvall	Reed of Dallas
Dwyer	Riddle
England	Roach of Angelina
Fitzwater	Roach of Hunt
Fox	Roberts
Frazer	Rogers
Glass	Russell
Graves	Scarborough
Gray	Settle
Greathouse	Shofner
Hankamer	Smith
Hanna	Stanfield
Harris of Archer	Steward
Harris of Dallas	Stinson
Hartzog	Stovall
Head	Tarwater
Herzik	Thornton
Hill	Tillery
Hodges	Waggoner
Holland	Walker
Hoskins	Wells
Howard	Wood of Harrison
Huddleston	Young
Hunter	

Nays—20

Aikin	Bergman
Atchison	Craddock

Fain
Farmer
Good
Hunt
Jones of Wise
Keefe
Knetsch
Lucas

McConnell
Reed of Bowie
Roark
Rutta
Tennyson
Venable
Wood of Montague
Worley

Absent

Butler of Brazos	Leath
Caldwell	Leonard
Clayton	Luker
Davis	McFarland
Fisher	McKinney
Ford	Morse
Fuchs	Olsen
Gibson	Quinn
Hardin	Roane
Hofheinz	Spears
Lange	Youngblood
Lanning	

Absent—Excused

Canon

Westfall

HOUSE BILL NO. 414 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 414, A bill to be entitled "An Act making an emergency appropriation out of the General Revenue Fund of the State of Texas for the State Department of Education for the balance of the fiscal year ending August 31, 1935, and declaring an emergency."

The bill was read second time.

Mr. Cagle offered the following committee amendment to the bill:

Amend House Bill No. 414 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. That the following sums of money be, and the same are hereby, appropriated out of any money in the State Treasury to the credit of the General Revenue Fund of the State to provide for emergencies for the State Department of Education, and to supplement appropriations heretofore made, and for the fiscal year ending August 31, 1935, for the purposes hereinafter stated, as follows, to wit:

Main Office

Printing	\$4,000.00
Postage, stationery and printing	3,500.00

Contingent 500.00
Travel expense 1,500.00

Total.....\$9,500.00

Supervision and Administration of
Vocational Division

Extra help\$ 750.00
Travel expense 1,200.00
Telephone and telegraph.... 400.00
Postage 250.00
Stationery 350.00
Printing 400.00
Office equipment 150.00

Total.....\$3,500.00

Reimbursement of Salaries for Voca-
tional Teachers

Teachers of Vocational Agriculture
(Actual amount needed for
deficit)\$12,325.00

Grand total\$25,325.00

"Sec. 2. The fact that the appro-
priation for the Main Office, the Vo-
cational Division, and the Division of
Research of the State Department are
now practically exhausted, and the
further fact that no appropriations
have been made to cover the items
necessary in conducting the work in
these divisions of the State Depart-
ment of Education create an emer-
gency and an imperative public ne-
cessity which justifies the suspension
of the constitutional rule, requiring
bills to be read on three several days
in each house, and said rule is hereby
suspended, and this Act shall take
effect and be in force from and after
its passage, and it is so enacted."

The amendment was adopted.

Mr. Hankamer moved that further
consideration of House Bill No. 414
be postponed until 10 o'clock a. m.,
next Tuesday.

Mr. Keefe moved to table the mo-
tion to postpone.

The motion to table was lost.

Question recurring on the motion
by Mr. Hankamer, it prevailed.

HOUSE BILL NO. 87 ON SECOND
READING

The Chair laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 87, A bill to be entitled
"An Act making appropriation to pay
to parties named, funds heretofore
paid into the State Treasury under
the provisions of Articles 3644 (3574)

to 3660 (3591) of Revised Civil
Statutes, authorizing State Treasurer
to pay same, and declaring an emer-
gency."

The bill was read second time, and
was passed to engrossment.

HOUSE BILL NO. 87 ON THIRD
READING

Mr. Duvall moved that the constitu-
tional rule, requiring bills to be read
on three several days, be suspended,
and that House Bill No. 87 be placed
on its third reading and final passage.

The motion prevailed by the fol-
lowing vote:

Yeas—106

Adamson	Hodges
Adkins	Hofheinz
Aikin	Holland
Alsup	Hoskins
Atchison	Howard
Beck	Huddleston
Bergman	James
Bourne	Jefferson
Bradbury	Jones of Falls
Bradford	Jones of Runnels
Broyles	Jones of Shelby
Burton	Jones of Wise
Butler of Brazos	Keefe
Butler of Karnes	King
Cagle	Knetsch
Celaya	Lange
Collins	Lanning
Colquitt	Latham
Cowley	Lemens
Craddock	Lindsey
Crossley	Lotief
Daniel	Lucas
Davison of Fisher	Luker
Davisson	Mauritz
of Eastland	McConnell
Dunagan	McKinney
Dunlap of Hays	Moore
Duvall	Morrison
Farmer	Nicholson
Fisher	Padgett
Fitzwater	Patterson
Ford	Payne
Fox	Petsch
Fuchs	Reader
Gibson	Reed of Bowie
Glass	Reed of Dallas
Good	Riddle
Graves	Roach of Angelina
Gray	Roach of Hunt
Greathouse	Roark
Hankamer	Roberts
Hanna	Rogers
Harris of Archer	Russell
Harris of Dallas	Rutta
Hartzog	Scarborough
Herzik	Settle
Hill	Steward

Stovall	Wells
Tarwater	Wood of Harrison
Thornton	Wood of Montague
Tillery	Worley
Venable	Young
Waggoner	Youngblood
Walker	

Nays—7

Fain	Palmer
Hardin	Shofner
McCalla	Tennyson
Moffett	

Present—Not Voting

Roane

Absent

Alexander	Jackson
Ash	Jones of Atascosa
Caldwell	Leath
Calvert	Leonard
Clayton	McFarland
Colson	McKee
Cooper	Morris
Davis	Morse
Dickison	Newton
Dunlap of Kleberg	Olsen
Dwyer	Pope
England	Quinn
Frazer	Smith
Head	Spears
Hunt	Stanfield
Hunter	Stinson
Hyder	

Absent—Excused

Canon	Westfall
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The Chair then laid House Bill No. 87 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 731 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 731, A bill to be entitled "An Act making the appropriation out of the General Revenue of the State of Texas for the State Board of Water Engineers to pay the salary of two (2) assistant engineers; for certain supplies, travel expenses, and auto maintenance, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 731 ON THIRD READING

Mr. Lemens moved that the constitutional rule, requiring bills to be

read on three several days, be suspended, and that House Bill No. 731 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—91

Adamson	Jones of Shelby
Aikin	Jones of Wise
Bergman	Keefe
Bourne	King
Bradbury	Lange
Bradford	Lemens
Broyles	Lindsey
Burton	McConnell
Butler of Brazos	McFarland
Butler of Karnes	Moffett
Caldwell	Moore
Collins	Morris
Colquitt	Morrison
Colson	Newton
Cooper	Nicholson
Cowley	Olsen
Craddock	Padgett
Crossley	Palmer
Daniel	Patterson
Davison of Fisher	Payne
Davisson	Petsch
of Eastland	Quinn
Dunagan	Reader
Dunlap of Hays	Reed of Dallas
Dunlap of Kleberg	Roach of Angelina
England	Roach of Hunt
Fox	Roark
Fuchs	Rogers
Gibson	Russell
Glass	Scarborough
Gray	Settle
Greathouse	Shofner
Hankamer	Smith
Harris of Archer	Steward
Harris of Dallas	Stinson
Head	Stovall
Hill	Tarwater
Hodges	Tennyson
Holland	Thornton
Hoskins	Waggoner
Howard	Walker
Hyder	Westfall
James	Wood of Harrison
Jefferson	Wood of Montague
Jones of Falls	Young
Jones of Runnels	Youngblood

Nays—18

Adkins	Knetsch
Atchison	Lotief
Fain	Lucas
Farmer	Luker
Fitzwater	McCalla
Good	Reed of Bowie
Hanna	Riddle
Hardin	Venable
Hunt	Worley

Present—Not Voting

Beck	Herzik
	Absent
Alexander	Jackson
Alsup	Jones of Atascosa
Ash	Lanning
Cagle	Latham
Calvert	Leath
Celaya	Leonard
Clayton	Mauritz
Davis	McKee
Dickison	McKinney
Duvall	Morse
Dwyer	Pope
Fisher	Roane
Ford	Roberts
Frazer	Rutta
Graves	Spears
Hartzog	Stanfield
Hofheinz	Tillery
Huddleston	Wells
Hunter	

Absent—Excused

Canon

The Chair then laid House Bill No. 731 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—101

Adamson	Gibson
Aikin	Glass
Alexander	Good
Alsup	Graves
Ash	Gray
Atchison	Greathouse
Bergman	Hankamer
Bourne	Hardin
Bradbury	Harris of Dallas
Broyles	Head
Burton	Herzik
Butler of Brazos	Hill
Butler of Karnes	Hodges
Cagle	Hofheinz
Caldwell	Holland
Collins	Hoskins
Colquitt	Howard
Cooper	Hyder
Cowley	Jackson
Daniel	James
Davison of Fisher	Jones of Falls
Davison of Eastland	Jones of Runnels
Dunagan	Jones of Shelby
Dunlap of Hays	Jones of Wise
Dunlap of Kleberg	Keefe
Dwyer	King
Fisher	Lange
Fitzwater	Leath
Fox	Lemens
Fuchs	Lindsey
	Mauritz

McConnell	Russell
McFarland	Rutta
McKee	Scarborough
McKinney	Settle
Moore	Shofner
Morris	Smith
Morrison	Stanfield
Newton	Steward
Nicholson	Stinson
Olsen	Stovall
Padgett	Tennyson
Palmer	Thornton
Patterson	Tillery
Quinn	Waggoner
Reader	Walker
Reed of Dallas	Westfall
Riddle	Wood of Harrison
Roach of Angelina	Wood of Montague
Roach of Hunt	Worley
Roark	Young

Nays—20

Adkins	Lotief
Beck	Lucas
Craddock	Luker
Crossley	McCalla
Fain	Moffett
Farmer	Reed of Bowie
Hanna	Roberts
Harris of Archer	Venable
Hunt	Wells
Knetsch	Youngblood

Absent

Bradford	Jefferson
Calvert	Jones of Atascosa
Celaya	Lanning
Clayton	Latham
Colson	Leonard
Davis	Morse
Dickison	Payne
Duvall	Petsch
England	Pope
Ford	Roane
Frazer	Rogers
Hartzog	Spears
Huddleston	Tarwater
Hunter	

Absent—Excused

Canon

LEAVES OF ABSENCE GRANTED

Mr. Canon was granted leave of absence for today on account of illness, on motion of Mr. Aikin.

Mr. Westfall was granted temporary leave of absence for today on account of important business, on motion of Mr. Patterson.

HOUSE BILL NO. 777 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 777, A bill to be entitled "An Act making appropriations to pay miscellaneous claims out of the General Fund; authorizing the payment of certain sums out of the Highway Fund; authorizing payment of said miscellaneous claims on the taking effect of this Act, and declaring an emergency."

The bill was read second time.

Mr. Good offered the following committee amendment to the bill:

Amend House Bill No. 777 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That the following sums of money, or so much thereof as may be necessary, be, and the same are hereby, appropriated to be paid out of the General Revenue Fund to pay miscellaneous claims against the State of Texas as herein enumerated:

To pay R. B. Adams, Vernon, Texas, transcript fees as Official Court Reporter in Cause No. 3632 of the District Court of Wilbarger County, Texas, Forty-sixth Judicial District of Texas, The State of Texas vs. Ivory Criddington	\$ 15.75
To pay American National Bank, Austin, Texas, Warrant No. 177082, dated August 15, 1932, on which payment is prohibited by statute of limitation	5.40
To pay E. B. Barnes, Austin, Texas, back salary due as Secretary, Industrial Accident Board, from September 1, 1923, to August 31, 1927	800.00
To pay H. P. Bickler, Austin, Texas, transcript fees as Official Court Reporter in Cause No. 21145 of the District Court of Travis County, Fifty-third Judicial District of Texas, The State of Texas vs. Henry Teals.....	25.16
To pay A. D. Boyd, Athens, Texas, attorneys fees in Cause No. 2054, Henderson County et al., vs. Athens National Bank et al., Third Judicial District, Henderson County, Texas.....	1,100.00
To pay Monroe Corkill, Hebbronville, Texas, Warrant No. 7739, dated October 8, 1928, on which payment is prohibited by statute of limitation	63.75
To pay H. D. Countiss, Nueces County, Texas, judgment rendered in Cause No. 13523-b, R. C. Mayfield vs. State of Texas, 117th District Court, Nueces County, Texas.....	111.41
To pay DeWitt County, Cuero, Texas, refund State taxes paid by county that were in closed county depository banks.....	117.25
To pay Miss Azile Dierlam, Groesbeck, Texas, transcript fees as Official Court Reporter in Cause No. 6174-b of the District Court of Limestone County, Eighty-seventh Judicial District, The State of Texas vs. Olen Tyler.....	93.60
To pay Empire Loan Company, El Paso, Texas, refund occupation tax	150.00
To pay Farmers Meat Market, Houston, Texas, Warrant No. 1630, dated September 5, 1931, for the sum of \$16.00; Warrant No. 2053, dated September 9, 1931, for the sum of \$16.00; Warrant No. 15719, dated October 6, 1931, for the sum of \$8.00; on which payments are prohibited by the statute of limitation.....	40.00
To pay First State Bank, Overton, Texas, Warrant No. 181730, dated August 24, 1932, on which payment is prohibited by the statute of limitation	6.15
To pay W. R. Garrett, San Antonio, Texas, transcript fees as Official Court Reporter in Cause No. 40885 of the District Court of Bexar County, Thirty-seventh Judicial District, The State of Texas vs. Frank McGinnis	31.50
To pay Mrs. Ethel M. Gillespie, San Antonio, Texas, Warrant No. 19120, dated November 30, 1926, on which payment is prohibited by statute of limitation	112.50
To pay Donald B. Gragg, Travis County, Texas, final judgment rendered in Cause No. 1286, styled Donald B. Gragg, appellant,	

vs. Dr. B. W. D. Hill et al., appellees, Tenth Supreme Judicial District of Texas, Court of Civil Appeals, 58 S. W. (2) 150....	1,114.00
To pay Mrs. Winifred E. Graves, Palestine, Texas, transcript fees as Official Court Reporter in Cause No. 13007 of the District Court of Anderson County, Third Judicial District, The State of Texas vs. R. E. Lee.....	50.00
To pay W. R. Gumm, Waxahachie, Texas, transcript fees as Official Court Reporter in Cause No. 7432 of the District Court of Ellis County, Fortieth Judicial District of Texas, The State of Texas vs. Oscar Laffiter alias Oscar Laverty.....	12.00
To pay W. R. Gumm, Waxahachie, Texas, transcript fees as Official Court Reporter in Cause No. 7644 of the District Court of Ellis County, Fortieth Judicial District of Texas, The State of Texas vs. George Jeters.....	7.00
To pay W. R. Gumm, Waxahachie, Texas, transcript fees as Official Court Reporter in Cause No. 7628 of the District Court of Ellis County, Fortieth Judicial District of Texas, The State of Texas vs. Bill Easterwood.....	43.00
To pay W. R. Gumm, Waxahachie, Texas, transcript fees as Official Court Reporter in Cause No. 7573 of the District Court of Ellis County, Fortieth Judicial District of Texas, The State of Texas vs. Roy McGrew.....	15.50
To pay Mrs. S. S. Heard, San Antonio, Texas, for services as Secretary to Chairman, Board of Supervisors, State Penitentiaries, February 1, 1927 to June 14, 1927, both inclusive.....	447.00
To pay Henry Holt & Co., New York, N. Y., Warrant No. 175694, dated August 10, 1932, for the sum of \$3.90; Warrant No. 175303, dated August 9, 1932, for the sum of \$1.92; Warrant No. 159124, dated July 6, 1932, in the sum of \$7.80; Warrant No. 163248, dated July 15, 1932, in the sum of \$1.60; Warrant No. 150420, dated June 18, 1932, in the sum of \$3.78; on which payments are prohibited by the statute of limitation.....	19.00
To pay C. S. Holderness, Dallas, Texas, Warrant No. 122077, dated April 25, 1932, on which payment is prohibited by statute of limitation	145.84
To pay The Holstein-Friesian Association of America, Brattleboro, Vermont, Warrant No. 155956, dated June 28, 1932, on which payment is prohibited by statute of limitation.....	2.00
To pay Mrs. Annie L. Hough, community administratrix of the Estate of S. A. Hough, deceased, Edwards County, Rocksprings, Texas, Warrant No. 5363, dated July 29, 1911, for the sum of \$33.83; Warrant No. 7720, dated May 15, 1916, for the sum of \$1.75; Warrant No. 7730, dated May 15, 1916, for the sum of \$3.99; Warrant No. 224, dated August 15, 1916, for the sum of \$4.68; Warrant No. 236, dated August 18, 1916, for the sum of \$101.18; Warrant No. 431, dated August 6, 1919, for the sum of \$59.40; on which payments are prohibited by the statute of limitation	204.83
To pay Joseph Jones, Val Verde County, Texas, Warrant No. ———, dated August 31, 1928, on which payment is prohibited by statute of limitation.....	47.31
To pay E. E. Keller, Kaufman, Texas, Warrant No. 120171, dated April 19, 1932, on which payment is prohibited by the statute of limitation	17.50
To pay Captain John M. Lamp, Houston, Texas, for 28 Durabilt Steel Lockers with keys and locks.....	140.00
To pay Lone Star Gas Company, Dallas, Texas, overpayment gross production tax	63.54
To pay Maydelle Independent School District, Cherokee County, Texas, for taxes on State property for the year 1934.....	139.93

To pay Mrs. B. O. Mehearg, Tyler, Texas, transcript fees as Official Court Reporter in Cause No. 11507 of the District Court of Smith County, Seventh Judicial District of Texas, The State of Texas vs. Alma Baker	66.50
To pay Mountain States Telephone and Telegraph Company, El Paso, Texas, for telephone service for August 1934, for Court of Civil Appeals, Eighth Supreme Judicial District of Texas..	12.50
To pay J. C. Penney Company refund franchise tax.....	690.00
To pay J. C. Penney Company refund filing fee.....	3,000.00
To pay F. M. Power, Archer City, Texas, witness fees.....	16.32
To pay Sam J. Rogers, Guthrie, Texas, Warrant No. E-1162, dated April 6, 1923, for the sum of \$4.50; Warrant No. D-994, dated April 5, 1923, for the sum of \$5.90; on which payments are prohibited by the statute of limitation.....	10.40
To pay Sherman Manufacturing Company, Sherman, Texas, overpayment of franchise tax.....	486.54
To pay P. H. Singeltary, Huntsville, Texas, transcript fees as Official Court Reporter in Cause No. 9312 of the District Court of Grimes County, Twelfth Judicial District of Texas, The State of Texas vs. Joe Palmer.....	16.10
To pay South Texas Beverage Company, Inc., Galveston, Texas, refund on beer tax	102.00
To pay P. O. Starks, Fort Worth, Texas, refund on beer license..	45.90
To pay Texas, Missouri & Kentucky Oil Company judgment rendered in Cause No. 7687, Texas, Missouri & Kentucky Oil Company vs. The State of Texas, District Court of Liberty County, Texas	783.95
To pay The Tablet & Ticket Company, Chicago, Illinois, Warrant No. 168557, dated July 25, 1932, on which payment is prohibited by the statute of limitation.....	67.18
To pay The Longview News Company, Inc., Longview, Texas, Warrant No. 75206, dated January 23, 1932, for the sum of \$7.00; Warrant No. 75209, dated January 23, 1932, for the sum of \$7.00; on which payments are prohibited by the statute of limitation	14.00
"Sec. 2. That the following sums of money, or so much thereof as may be necessary, be paid out of the fund of the Texas Highway Department:	
To pay City of Houston, Houston, Texas, refund gasoline tax....\$	873.33
To pay Bouldin Crofton, Giddings, Texas, Warrant No. 205315, dated August 22, 1932, on which payment is prohibited by the statute of limitation	75.00
To pay Lee Humphrey, Linden, Texas, Warrant No. 212077, dated August 25, 1932, on which payment is prohibited by the statute of limitation	87.81
To pay Milam County, Precinct No. 1, Cameron, Texas, refund gasoline tax	93.64
To pay Polk County, Livingston, Texas, refund gasoline tax....	358.20
"Section 3. That the following sum of money, or so much thereof as may be necessary, be paid out of the funds of the Game, Fish, and Oyster Commission:	
To pay Black Brothers Company, Inc., Clarksville, Texas, unused fur tags for season of 1931-1932.....\$	47.80
Total	\$11,988.09

"Sec. 4. That the Comptroller of Public Accounts is hereby authorized and directed to issue a warrant or warrants on the State Treasury in favor of each of the persons, firms, or corporations named herein above, in the amounts set opposite their respective names, and shall mail or deliver to each of said persons, firms, or corporations at their said respective addresses warrant or warrants in payment of said claim or claims, and said persons, firms, or corporations shall duly receipt the Comptroller for said warrant or warrants for payment of said claim or claims.

"Sec. 5. Provided, however, none of the moneys herein appropriated shall be paid until each item and/or items shall have been audited by the State Auditor and Efficiency Expert, and/or State Comptroller and approved by the Attorney General.

"Sec. 6. The fact that the claims herein appropriated for are past due and the persons, firms, and corporations to whom same are payable are being deprived of the proceeds thereof creates an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Mr. Good offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 777, page 6, line 14, by striking out the figures "\$358.20" and inserting in lieu thereof the following: "\$539."

The amendment was adopted.

Mr. Bergman offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 777 by adding the further items on page 6 thereof as follows:

"To pay J. L. Birch for taxes erroneously paid (and which taxes were also paid by another) on lands in Polk County, Texas, the sum of \$206.51."

Mr. Aikin moved that further consideration of House Bill No. 777 be postponed until 2 o'clock p. m., next Tuesday.

BILL RECOMMITTED

On motion of Mr. Fuchs, Senate Bill No. 143 was recommitted to the

Committee on Highways and Motor Traffic.

NOTICES GIVEN

Mr. Graves gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 59, which bill was heretofore laid on the table subject to call.

Notices were given by the authors of bills, which bills were heretofore laid on the table subject to call, that motions would be made on the next legislative day to take up said bills.

HOUSE BILL NO. 972 ON SECOND READING

(By Unanimous Consent)

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 972, A bill to be entitled "An Act authorizing the State Tax Board to use any unexpended portion of an appropriation of \$8,400 for traveling expenses for the fiscal year ending August 31, 1935, for the payment of court costs and expenses incident to defending the suit of Atlantic Pipe Line Company vs. Brown County, et al., No. 206 Equity, pending in the United States District Court for the Northern District of Texas, and providing for deposit with the clerk of the court for the future cost, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 972 ON THIRD READING

Mr. Clayton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 972 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Adamson
Adkins
Aikin
Alsup
Ash
Atchison
Beck
Bergman
Bourne

Bradbury
Bradford
Broyles
Burton
Butler of Brazos
Butler of Karnes
Cagle
Caldwell
Celaya

Clayton	Leath
Collins	Lemens
Colquitt	Leonard
Colson	Lindsey
Cooper	Lotief
Cowley	Lucas
Craddock	Luker
Crossley	Mauritz
Daniel	McCalla
Davison of Fisher	McConnell
Davison	McFarland
of Eastland	McKee
Dickison	McKinney
Dunagan	Moffett
Dunlap of Hays	Moore
Dunlap of Kleberg	Morris
Duvall	Morrison
Dwyer	Morse
England	Newton
Fain	Nicholson
Farmer	Olsen
Fisher	Padgett
Fitzwater	Palmer
Fox	Payne
Frazer	Petsch
Gibson	Reader
Glass	Reed of Bowie
Good	Reed of Dallas
Graves	Riddle
Gray	Roach of Angelina
Greathouse	Roach of Hunt
Hankamer	Roane
Hanna	Roark
Hardin	Roberts
Harris of Archer	Russell
Harris of Dallas	Rutta
Hartzog	Scarborough
Head	Settle
Hill	Shofner
Hodges	Smith
Hofheinz	Spears
Hoskins	Steward
Howard	Stinson
Hunt	Stovall
Hunter	Tennyson
Hyder	Thornton
Jackson	Tillery
James	Venable
Jefferson	Waggoner
Jones of Atascosa	Walker
Jones of Falls	Wells
Jones of Shelby	Wood of Harrison
Jones of Wise	Wood of Montague
Keefe	Worley
King	Young
Lanning	Youngblood
Latham	
Absent	
Alexander	Huddleston
Calvert	Jones of Runnels
Davis	Knetsch
Ford	Lange
Fuchs	Patterson
Herzik	Pope
Holland	Quinn

Rogers	Tarwater
Stanfield	
Absent—Excused	
Canon	Westfall

The Chair then laid House Bill No. 972 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—121

Adamson	Howard
Aikin	Hunt
Alsup	Hunter
Ash	Hyder
Atchison	Jackson
Beck	James
Bergman	Jefferson
Bourne	Jones of Atascosa
Bradbury	Jones of Falls
Bradford	Jones of Shelby
Broyles	Jones of Wise
Burton	Keefe
Butler of Brazos	King
Butler of Karnes	Knetsch
Cagle	Lange
Caldwell	Lanning
Clayton	Latham
Collins	Leath
Colquitt	Lemens
Colson	Leonard
Cooper	Lindsey
Cowley	Lotief
Craddock	Lucas
Daniel	Luker
Davison of Fisher	Mauritz
Davison	McCalla
of Eastland	McConnell
Dickison	McFarland
Dunagan	McKee
Dunlap of Hays	McKinney
Dunlap of Kleberg	Moffett
Duvall	Moore
England	Morris
Fain	Morrison
Farmer	Morse
Fisher	Olsen
Fitzwater	Padgett
Fox	Palmer
Frazer	Payne
Glass	Petsch
Good	Quinn
Gray	Reader
Hankamer	Reed of Bowie
Hanna	Reed of Dallas
Hardin	Roach of Angelina
Harris of Archer	Roach of Hunt
Harris of Dallas	Roark
Hartzog	Roberts
Hill	Russell
Hodges	Rutta
Hofheinz	Scarborough
Hoskins	Settle

Shofner	Tillery
Smith	Venable
Spears	Waggoner
Stanfield	Walker
Steward	Wood of Harrison
Stinson	Wood of Montague
Stovall	Worley
Tennyson	Young
Thornton	Youngblood

Present—Not Voting

Adkins

Absent

Alexander	Holland
Calvert	Huddleston
Celaya	Jones of Runnels
Crossley	Newton
Davis	Nicholson
Dwyer	Patterson
Ford	Pope
Fuchs	Riddle
Gibson	Roane
Graves	Rogers
Greathouse	Tarwater
Head	Wells
Herzik	

Absent—Excused

Canon

Westfall

RECALLING HOUSE BILL NO. 257 FROM THE GOVERNOR'S OFFICE

Mr. Padgett offered the following resolution:

H. C. R. No. 99, Recalling House Bill No. 257 from the Governor.

Whereas, On the nineteenth day of April, 1935, the House of Representatives adopted the conference report on House Bill No. 257, the Senate having concurred on such conference report on April 18, 1935; and

Whereas, The authors of this House Bill No. 257 desire to recall this measure from the Governor's desk; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That House Bill No. 257 be, and the same is hereby, recalled.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House amendments

to Senate Bill No. 227 by the following vote: Yeas, 30; nays, 0; viva voce.

Respectfully,

BOB BARKER,
Secretary of the Senate.

IN HONOR OF ASSOCIATE JUSTICE WILLIAM PIERSON AND MRS. PIERSON

Mr. Latham offered the following resolution:

Whereas, The bodies of Associate Justice of the Supreme Court William A. Pierson and his wife will lie in state in the Supreme Court Chamber from 1 until 5 o'clock in the afternoon of April 26, 1935; and

Whereas, Joint funeral services will be held for Justice and Mrs. Pierson at 10 o'clock a. m., April 27, 1935, at the University Baptist Church in Austin, with burial in the State Cemetery; and

Whereas, In keeping with the high esteem in which the entire State of Texas holds the lives and services of these two most noteworthy citizens and public servants, the House of Representatives deems it meet and proper to pay a last tribute to them; now, therefore, be it

Resolved by the House of Representatives of the Texas Legislature, That the House stand adjourned at noon today until Monday morning, April 29, 1935, at 9:30 o'clock a. m., in honor of Associate Justice William A. Pierson and Mrs. Pierson.

Signed—Latham, Clayton, Hartzog, Hunt, Alsup, Gray, Steward, McKee, Atchison, Colson, Broyles, Roach of Angelina, Stinson, Farmer, Cooper, James, Patterson, Stovall, Jones of Atascosa, Stanfield, Aikin, Tillery, Roach of Hunt, Morris, Hoskins, Dunagan, Jones of Falls, Celaya, Greathouse, Pope, Lemens, Hofheinz, Hardin, Davisson of Eastland, Huddleston, Palmer, Ash, Dwyer, Graves, Nicholson; Stevenson, Speaker; Adamson, Adkins, Alexander, Beck, Bergman, Bourne, Bradbury, Bradford, Burton, Butler of Brazos, Butler of Karnes, Cagle, Caldwell, Calvert, Canon, Collins, Colquitt, Cowley, Craddock, Crossley, Daniel, Davis, Davison of Fisher, Dickison, Dunlap of Hays, Dunlap of Kleberg, Duvall, England, Fain, Fisher, Fitzwater, Ford, Fox, Frazer, Fuchs, Gibson, Glass, Good, Hankamer, Hanna, Harris of Archer, Harris of Dallas, Head, Herzik, Hill,

Hodges, Holland, Howard, Hunter, Hyder, Jackson, Jefferson, Jones of Runnels, Jones of Shelby, Jones of Wise, Keefe, King, Knetsch, Lange, Lanning, Leath, Leonard, Lindsey, Lotief, Lucas, Luker, Mauritz, McCalla, McConnell, McFarland, McKinney, Moffett, Moore, Morrison, Morse, Newton, Olsen, Padgett, Payne, Petsch, Quinn, Reader, Reed of Bowie, Reed of Dallas, Riddle, Roane, Roark, Roberts, Rogers, Russell, Rutta, Scarborough, Settle, Shofner, Smith, Spears, Tarwater, Tennyson, Thornton, Venable, Waggoner, Walker, Wells, Westfall, Wood of Harrison, Wood of Montague, Worley, Young, Youngblood.

The resolution was read second time.

On motion of Mr. Hoskins, the names of all the members of the House were added to the resolution as signers thereof.

The resolution was adopted.

ADJOURNMENT

The House, at 12:10 o'clock p. m., adjourned in honor of Associate Justice William A. Pierson and Mrs. Lena Haskell Pierson, until 9:30 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Highways and Motor Traffic: Senate Bill No. 143.

Judicial Districts: House Bill No. 985.

Municipal and Private Corporations: House Bills Nos. 24 and 698.

State Affairs: Senate Concurrent Resolution No. 41; House Concurrent Resolutions Nos. 82, 88 and 89; Senate Bills Nos. 162, 290, and 425; House Bill No. 740.

The Committee on Appropriations filed an adverse report on House Bill No. 940.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, April 23, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 755, A bill to be entitled "An Act defining certain words, terms, phrases; imposing an occupation or excise tax on first sale of cigarettes, according to weight with certain exception; providing payment of tax shall be evidenced by stamps affixed to each individual package, said stamps to be purchased in unbroken sheets of one hundred (100) stamps only from Treasurer only except through requisition from Comptroller; provided stamps may be purchased and affixed to packages of cigarettes by manufacturer thereof outside the State exempting same from further taxation, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 516, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than 17,000 and not more than 17,100 population, according to the last Federal Census, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 704, A bill to be entitled "An Act authorizing any city having a population of more than one hundred and sixty thousand (160,000) inhabitants to own, operate, and maintain, construct, improve, and enlarge an airport and for such purpose to borrow money and issue warrants payable from taxation and further payable from the revenues of such airport; providing the form and contents of such warrants; limiting the amount of warrants which may be issued by any city to not more than one hundred and twenty-five thousand

dollars (\$125,000), providing that no election shall be necessary to authorize such warrants, but that the city shall comply with the provisions of Chapter 163, Acts of the Forty-second Legislature, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 3, A bill to be entitled "An Act amending Article 924, Penal Code, 1925, making it unlawful to use certain explosives or other things harmful to fish in any of the waters of this State; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 336, A bill to be entitled "An Act to amend Article 755 of Chapter 1, Title 9, of the Code of Criminal Procedure of the State of Texas, 1925, prescribing the time when motions for new trials may be made in misdemeanors and felony trials, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 906, A bill to be entitled "An Act authorizing F. J. Akin, J. F. Rochelle, and the Texarkana National Bank, a corporation, to sue the State of Texas to recover the amount due, or that may be found to be due, upon Comptroller's Deficiency Certificate No. 2417, for the sum of \$264, issued to J. F. Akin of date August 28, 1930, fixing the venue of such suit, pro-

viding for the issuance of service of process therein, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 680, A bill to be entitled "An Act regulating the use of State-owned motor vehicles by employes of State departments, bureaus, commissions, institutions, and agencies in political campaigns; fixing penalties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 846, A bill to be entitled "An Act to declare it unlawful to take, hunt, trap, ensnare, kill or attempt to kill by any means whatsoever, any wild deer, buck, doe, fawn or wild turkey in Palo Pinto and Stephens Counties for a period of five (5) years from and after the passage of this Act; providing a penalty therefor, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 749, A bill to be entitled "An Act amending Section 1, Section 2, Section 4, Section 5, Section 6, Section 7, Section 8, Section 9, Section 10, Section 11, Section 12, Section 13, Section 15, House Bill No. 247, Chapter 44, General Laws of the Regular Session of the Forty-third Legislature, and providing that venue of criminal prosecution shall be in Travis County or in the county where an

offense is committed; providing that conviction may be had upon the uncorroborated testimony of an accomplice, etc."

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 829, A bill to be entitled "An Act exempting from taxation institutions or organizations such as Texas Federation of Women's Clubs of Texas or local organizations of such a body, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 694, A bill to be entitled "An Act amending Article 3883, Revised Civil Statutes of Texas, 1925, as amended by Acts of 1930, Forty-first Legislature, Fourth Called Session, page 30, Chapter 20; as amended by Acts of 1931, Forty-second Legislature, page 822, Chapter 340; as amended by Acts of 1933, Forty-third Legislature, page 734, Chapter 220, Section 1, and as further amended by Acts of 1934, Forty-third Legislature, Second Called Session, page 123, Chapter 58, Section 1, by adding thereto a new subsection to be known as Subsection 2-a, and amending Article 3902, Revised Civil Statutes of Texas, 1925, as amended by Acts of 1929, Forty-first Legislature, First Called Session, page 225, Chapter 92, as amended by Acts of 1931, Forty-second Legislature, page 364, Chapter 214, as amended by Acts of 1933, Forty-third Legislature, page 734, Chapter 220, Section 3, and as further amended by Acts of 1934, Forty-third Legislature, Second Called Session, page 123, Chapter 59, Section 2, by adding thereto a new subsection to be known as Subsection 2-a; fixing compensation and excess fees for district attorneys, criminal district at-

torneys and their assistants in certain counties; providing the manner in which they may be paid, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 670, A bill to be entitled "An Act amending Article 3902 of the Revised Civil Statutes of 1925, as amended by Chapter 214, Acts of the Regular Session of the Forty-second Legislature, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature, by adding a new section providing that in all counties having a population of less than twenty-five thousand (25,000) inhabitants, according to the last preceding Federal Census, and having an assessed valuation of taxable property in excess of seventy-five million dollars (\$75,000,000), according to the last preceding tax roll approved as provided by law, and having two or more judicial district courts, the county commissioners court may allow the district clerk at least two deputies to wait on said courts; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 897, A bill to be entitled "An Act to amend Section 5 of Chapter 271, Acts of the Regular Session of the Forty-second Legislature, which is Article 5421-c, Revised Civil Statutes, providing for the sale of public free school lands under preference right to include a provision providing for the purchase of lands surveyed under Article 5323, Revised Statutes, 1925, in cases where the field notes have been filed in the General Land Office and approved, but the applicant has failed to file his application to purchase within the time

prescribed by law; and authorizing a revaluation of such areas, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 902, A bill to be entitled "An Act amending Article 1058 under Title 15 of the Code of Criminal Procedure, Revised Statutes of 1925, et seq.; increasing the salaries of bailiffs or deputy sheriffs in certain counties for service as grand jury bailiff or as deputy sheriff; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 666, A bill to be entitled "An Act making applicable and available to school districts and municipal corporations which have power to levy and/or collect their own taxes all of the provisions of Title 122 of the Revised Civil Statutes of Texas, 1925, pertaining to the manner of assessment and collection of taxes and enforcement of collection of delinquent taxes, together with all liens, rights, and remedies therein given to the State and county, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 873, A bill to be entitled "An Act for the purpose of prohibiting the dredging of oysters in the headwaters of Matagorda Bay east of a line from Palacios Point on the mainland in Matagorda County across

Matagorda Bay to Cotton Bayou on the Matagorda peninsula; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 973, A bill to be entitled "An Act amending Article 198, Title 8, Revised Civil Statutes of 1925, as heretofore amended, by taking Cherokee County from the Sixth Supreme Judicial District and placing said county within the Ninth Supreme Judicial District; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 968, A bill to be entitled "An Act providing for the appointment of an official court reporter in and for each county court at law, of Bexar County, Texas, civil and criminal, by the judge of each county court at law, of Bexar County, Texas; providing the qualifications; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 975, A bill to be entitled "An Act amending Section or Subdivision 102 of Article 199 of the Revised Civil Statutes of Texas of 1925, as amended by the Forty-third Legislature, Regular Session, Chapter 253, page 885, and changing the times of holding the terms of court of the District Court of the One Hun-

dred and Second Judicial District of Texas; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 976, A bill to be entitled "An Act amending Section or Subdivision 5 of Article 199 of the Revised Civil Statutes of 1925, as amended by Acts of the Forty-third Legislature, Regular Session, Chapter 254, page 887, and changing the times of holding the terms of court of the District Court of the Fifth Judicial District of Texas; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 967, A bill to be entitled "An Act to repeal House Bill No. 557, Acts of the Regular Session of the Forty-third Legislature, which provides for a closed season on quail in Archer County for a period of three years, and prescribing a penalty for violation thereof, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 963, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable all levies and assessments of ad valorem taxes heretofore made by independent school districts in this State, in counties having a population of not less than twenty-two thousand four

hundred and fifty (22,450), and not more than twenty-two thousand, eight hundred fifty (22,850), according to the last preceding Federal Census, not in excess of the limit now provided by law, which are void or unenforceable because the same were made and adopted by resolution, motion or other informal action; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 959, A bill to be entitled "An Act giving civil jurisdiction to the Criminal District Court of Dallas County and Criminal District Court No. 2 of Dallas County, of suits and causes in matters of divorce, dependent and delinquent children, adoption and habeas corpus in civil proceedings; providing for the transfer and trial of such causes and the duties of the officers of the court; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 945, A bill to be entitled "An Act granting to John W. Goodrum of Guadalupe County, Texas, the right or permission to bring suit against the State of Texas and the State Highway Department in the District Court of Travis County, Texas, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 941, A bill to be entitled "An Act to safeguard the public in

the purchase of high grade plant and nursery stock, true to name; further defining the duties of the State Seed and Plant Board; establishing a system of registration and certification for agricultural plants and nursery stock; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 925, A bill to be entitled "An Act amending Article 4631, Revised Civil Statutes of the State of Texas, 1925, relating to the residence of plaintiff in suits for divorce, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 938, A bill to be entitled "An Act authorizing county attorneys in counties of not less than 30,000 nor more than 50,000 inhabitants, to appoint a stenographer, upon application to the commissioners court for authority; providing maximum compensation to be paid such stenographer; providing such compensation shall be paid out of fees of office of such county attorneys, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 922, A bill to be entitled "An Act to better secure the public revenue by providing that the tax liens provided by the Constitution and statutes of the State to secure ad-

valorem taxes on oil, gas, or other minerals in place, or upon any leasehold interest therein and/or on any personal property or equipment used in connection therewith, shall, after taxes thereon become delinquent, attach and extend to all wells, personal property and equipment located on said land, as well as the minerals in place, and to the mineral estate owner's share of such minerals after severance from the land, and to proceeds of sale of such minerals, and providing that such lien shall be paramount to all other rights and liens; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 907, A bill to be entitled "An Act amending Article 637 of the Penal Code of Texas (1925), by adding thereto another section, to be known as Section 2, which provides that if, upon a hearing, the justice of the peace, county judge, or district judge before whom the cause is pending finds that the property seized or any portion thereof is used as equipment or paraphernalia for a gambling house and was being used for gaming purposes and that said property is useful and valuable and can be used for legal purposes, he may, in his discretion, by order of the court, declare the same confiscated, and cause the same to be delivered to the State of Texas, or to any political subdivision thereof, or to any State institution for its use and benefit; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 893, A bill to be entitled "An Act to amend Chapter 1, Title 61, Revised Civil Statutes of 1925, providing for the appointment of dep-

uty district clerks in any county having a population of more than one hundred thirty-two thousand (132,000) and less than one hundred fifty thousand (150,000) inhabitants, as shown by the latest United States Census, and in which there are more than one district court, including a criminal district court; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 269, A bill to be entitled "An Act to fix the salaries of county commissioners in counties with a population of not less than 48,500 and not more than 49,000, according to the last Federal Census, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 900, A bill to be entitled "An Act to amend Chapter 2 of Title 116 of the Revised Civil Statutes of Texas, 1925, by adding to said chapter a new article to be known as 'Article 6711-a,' providing that upon application of ten or more resident citizens of the Counties of Leon, Madison, or Cherokee, or one person living within an enclosure of two thousand (2,000) acres or more in said counties, the commissioners court of said county shall open a road through said enclosure of land, or between different persons or owners of land, or along any section line, or along any survey line, or along any survey subdivision line, where said land is adjacent or contiguous to public rivers, lakes, or bays in the Counties of Leon, Madison, or Cherokee; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 835, A bill to be entitled "An Act amending Article 7260, Revised Civil Statutes of 1925, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 420, A bill to be entitled "An Act amending Article 2094, Chapter 7, Title 42, Revised Civil Statutes of Texas, 1925, as amended by Acts of 1929, Forty-first Legislature, page 89, Chapter 43, Section 1, providing for jury wheel system of selecting jurors in certain counties having a population of at least fifty-eight thousand inhabitants, or having therein a city having population of at least twenty thousand, as shown by the preceding Federal Census; prescribing duties of the tax collector, tax assessor, sheriff, county clerk, and district clerk in regard thereto; provided in discretion of commissioners court in all counties having population of at least twenty-four thousand inhabitants jury wheel system of selecting jurors may be adopted, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 891, A bill to be entitled "An Act authorizing the appointment of assistant county attorneys in counties containing a population of more than forty thousand (40,000) and less than seventy-five thousand (75,000), and containing a city of more than thirty-five thousand (35,000), such assistants to be compensated by the

county, and providing for the compensation of such assistants, and the means, method and manner of paying the same, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 735, A bill to be entitled "An Act granting Mrs. Harriet B. Hagy, a feme sole, and Miss Geraldine Hagy, a feme sole, permission to bring suit against the State of Texas in the District Court of Collin County, Texas, for damages in the sum of \$950, alleged to have been sustained by reason of the relocation of State Highway No. 6 through their property located in Collin County, Texas; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 874, A bill to be entitled "An Act to create a more efficient road law for Lee County, providing for the payment of a tax of \$2.50 by all persons in said county, subject to road duty under the General Laws, or the performance of certain manual labor on the roads, in the discharge of said road duty; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 845, A bill to be entitled "An Act to prohibit the sale or offering for sale, or the buying of any bass, crappie, perch or catfish, or any

other fish taken from the fresh waters of Guadalupe County, and to prohibit the use of net or seine, except a net not exceeding ten feet in length for the purpose of catching minnows for bait, in said county, limiting the size and number of fish which may be taken from the waters of Guadalupe County; prescribing a penalty; repealing all laws in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 889, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than thirteen thousand, six hundred and thirty-six (13,636) inhabitants nor more than thirteen thousand, six hundred and fifty (13,650) inhabitants according to the last Federal Census, and counties having a population with not less than seventeen thousand, five hundred and fifty-four (17,554) inhabitants nor more than seventeen thousand six hundred (17,600) inhabitants according to the last Federal Census as to population, and providing for the manner of the payment of the salaries and the fund from which said salaries shall be paid, and repeal all laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 705, A bill to be entitled "An Act amending Article 3886 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 220, of the General Laws of the Regular Session of the Forty-third Legislature, by adding thereto a separate article to be known as Article 3886-e, making adequate provision for compensation

of a court reporter to be appointed by the criminal district attorney in any county having a population in excess of one hundred and fifty thousand (150,000) and less than three hundred and fifty-five thousand (355,000) inhabitants, according to the last preceding Federal Census, and which alone constitutes two or more judicial districts; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 885, A bill to be entitled "An Act authorizing Real County to issue certain warrants or other evidences of indebtedness and to declare the validity of certain indebtedness arising out of the construction of State Highway No. 41 in the County of Real; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 731, A bill to be entitled "An Act making the appropriation out of the General Revenue of the State of Texas for the State Board of Water Engineers to pay the salary of two (2) assistant engineers; for certain supplies, travel expenses, and auto maintenance, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

NICHOLSON, Member.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 896, A bill to be entitled "An Act authorizing depositories of

public funds, now authorized by law to pledge securities in lieu of personal or surety depository bonds, to pledge Home Owners' Loan Corporation bonds as such security; providing this Act shall be cumulative and in addition to all existing laws relating to depository bonds, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 726, A bill to be entitled "An Act providing for the appointment of grand jury bailiffs in counties having a population in excess of three hundred and twenty-five thousand (325,000) inhabitants and less than three hundred and fifty-five thousand (355,000) inhabitants, according to the last preceding or any subsequent Federal Census; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 181, A bill to be entitled "An Act making an appropriation to remove the remains of certain Texas patriots and providing for monuments for such patriots, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

NICHOLSON, Member.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 87, A bill to be entitled "An Act making an appropriation to pay to parties named, funds heretofore paid into the State Treasury under the provisions of Articles 3644

(3574) to 3660 (3591) of Revised Civil Statutes, authorizing State Treasurer to pay same, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

NICHOLSON, Member.

Committee Room,
Austin, Texas, April 25, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 812, A bill to be entitled "An Act relating to the duties of the county boards of trustees of public schools of this State in all counties having an area of not more than one thousand and seventy (1,070) square miles and not less than one thousand and sixty (1,060) square miles, and a population of not less than sixty thousand (60,000) and not more than sixty-one thousand (61,000), according to the last Federal Census, authorizing them to condemn land for school purposes; to subdivide their respective counties into convenient school districts; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, April 25, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 732, A bill to be entitled "An Act amending Section 14, Acts of 1927, Fortieth Legislature, First Called Session, page 116, Chapter 41, as amended by Acts of 1929, Forty-first Legislature, First Called Session, page 7, Chapter 4, Section 3, by adding thereto a new Subsection (26), and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, April 25, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 823, A bill to be entitled "An Act amending Article 7725, Re-

vised Statutes of the State of Texas, of 1925, by adding thereto Section 7725-a; providing a method by which water improvement districts, upon their dissolution, shall pay their indebtedness by having same prorated against the lands lying within such districts in accordance with the assessed valuations of such lands on the county tax rolls for the preceding year; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, April 25, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 796, A bill to be entitled "An Act relating to commercial vehicles, trucks, buses, or any vehicles which are designed or used for the purpose of lifting or towing wrecked cars, carrying flares so as to extend greater safety upon our highways showing the operation of same, providing a penalty therefor, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,
Austin, Texas, April 25, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 711, A bill to be entitled "An Act exempting the State of Texas, any county in the State, any State department, or the head of any State department and corporations created, and/or to be created, by or under authority of any Act of Congress of the United States of America as a National relief organization from giving security for costs or the posting of bond or bonds in securing any extraordinary writs in any action brought in their official capacity in the courts of this State; repealing all laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 783, A bill to be entitled "An Act amending Article 7924 of Chapter 4 of the Revised Civil Statutes of 1925, enlarging the powers of eminent domain of fresh water supply districts so as to enable them to use existing pipe lines, upon the payment of fair and just compensation, where such use will not impair the supply or service of the owner; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 972, A bill to be entitled "An Act authorizing the State Tax Board to use any unexpended portion of an appropriation of \$8,400 for traveling expenses for the fiscal year ending August 31, 1935, for the payment of court costs and expenses incident to defending the suit of Atlantic Pipe Line Company vs. Brown County, et al., No. 206 Equity, pending in the United States District Court for the Northern District of Texas, and providing for deposit with the clerk of the court for the future cost, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

NICHOLSON, Member.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 443, A bill to be entitled "An Act to fix the salary and compensation of county commissioners in counties with a population of not less than 77,500, nor more than 77,776, according to the last preceding Federal Census, and having an assessed valuation in excess of thirty-four mil-

lion dollars (\$34,000,000), according to the last preceding tax roll, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 709, A bill to be entitled "An Act to fix the salaries and compensations of county commissioners in counties with a population of not less than 17,000, and not more than 17,100 population, according to the last Federal Census, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 372, A bill to be entitled "An Act to amend Article 4875a-21, Revised Civil Statutes of 1928, to provide for an adequate and efficient method of examining local mutual aid associations organized and operating under Chapter 9-a of the Revised Civil Statutes of 1925, and providing for an examination of said associations every two years or oftener, if deemed advisable, and giving the examiners appointed access to all books, accounts, and records of such association, and providing for the amount to be paid and assessed against each such association or company as compensation for the examiners and auditors for such work, and providing for the expenses incurred in connection therewith, and for a pro rata proportion of the salaries of the actuary, examination clerks, stenographers, and other employes employed in the insurance department in connection with said examination work, the same to be collected upon the bill presented by the Insurance Department and deposited in the State Treasury for the payment of the employes and examiners and the mainte-

nance of the examination division, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 591, A bill to be entitled "An Act providing for the sale of State property purchased from funds appropriated to the State Game, Fish, and Oyster Commission; the manner therefor; the disposition to be made of the money from any such sale, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 147, A bill to be entitled "An Act amending Article 974, Title 28, of the Revised Civil Statutes of Texas, 1925, to provide in cases of annexation of territory to a city, that only property owning, tax-paying, qualified voters who had the right to vote for members of the State Legislature of any territory adjoining the limits of said city shall have the right to vote in said cases of annexation; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 566, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing bodies of such respective incorporated cities and towns to make such levy by ordinance, or which are unenforceable because of the failure

of such governing bodies to appoint the statutory board of equalization, or where the city council, city commission, or other governing body of such incorporated city or town has acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 146, A bill to be entitled "An Act amending Article 1135, Title 28, of the Revised Civil Statutes of Texas, 1925, to provide that when a majority of the inhabitants, who are property-owning, tax-paying, qualified voters of any territory adjoining the limits of any town or village, incorporated hereunder, shall vote in favor of becoming a part of said town or village, any three of the said property-owning, tax-paying, qualified voters may make affidavit to such fact and file such affidavit with the mayor of said town or village, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 558, A bill to be entitled "An Act to establish and maintain a livestock and poultry agricultural experiment station in the piney woods region of Southeast Texas, in one of the following counties: Liberty, Orange, Hardin, Newton, Jasper, or Tyler; authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to select a suitable location for said station, and empowering said board of directors to establish and maintain the same, to accept not less than two hundred acres of land as a donation for said experimental station, and to accept money or anything of value for the

establishment and maintenance of said station, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 84, A bill to be entitled 'An Act amending Article 7047 of the Revised Civil Statutes, 1925, by repealing House Bill No. 102, as passed by the Forty-first Legislature, Second Called Session, 1929, and approved by the Governor of Texas, June 24, 1929; and repealing Senate Bill No. 127, 'Regulating and providing for supervision of emigrant agents,' passed by the Forty-first Legislature, Second Called Session, 1929, and effective without the Governor's signature, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 97, Suspending Joint Rules 23, 24, and 32 for the purpose of considering House Bill No. 585,

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

Committee Room,

Austin, Texas, April 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 406, "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, or fawn within the limits of the Counties of Jasper and Newton, State of Texas, for a period of three (3) years from and after the passage of this Act; providing a penalty therefor, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 189, "An Act to regulate the occupation of hairdressers and cosmetologists, to create a State Board of Examiners for the licensing of persons to carry on and to teach such practice, to insure the better education of such practitioners; to provide rules regulating the proper conduct and sanitation of hairdressing and beauty culture establishments and schools, so as to prevent the spreading of contagious and infectious diseases, and to provide for violations thereof; providing for distribution of moneys collected under this Act and making an appropriation; prescribing a penalty; providing a saving clause; repealing all laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

Committee Room,

Austin, Texas, April 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 11, "An Act making appropriation of funds to be expended for the purpose of creating and conducting celebrations commemorating the historic period of Texas history, celebrating a century of independence and progress, and other purposes incident thereto; said celebrations to be held during the period beginning May 1, 1935, and ending December 31, 1936; providing that this Act shall supplement the Act passed by the Second Called Session of the Forty-third Legislature creating the Texas Centennial Commission, and that this Act repeals such parts of such former Act as are in conflict with it; providing that the Texas Centennial Central Exposition, a corporation, shall by written contract with the Commission of Control assume the payment of the one hundred thousand dollars (\$100,000) advanced to the Centennial Commission under said former Act out of ten per cent (10%) of the first gross receipts received by said Texas Cen-

ennial Central Exposition; providing for the creation of the Commission of Control of Texas Centennial Celebrations, and providing for the manner of appointment of the members thereof; and providing for the powers and duties of such Commission; delegating to such Commission the authority to determine where Centennial celebrations may be held, and giving such Commission supervisory authority over such celebrations; defining "celebrations"; and providing that local communities where such celebrations are to be conducted may be required to contribute funds for pageant and other similar celebrations, creating the Advisory Board of Texas Historians, and prescribing the powers and duties thereof; creating an Advisory Board for Advertising, and prescribing the powers and duties thereof; providing that all expenditures of funds shall be under the control and supervision of the Board of Control of the State of Texas; providing that the Attorney General shall approve the title to land acquired by lease or purchase; providing that all funds expended under the terms of this Act shall be drawn from the State Treasury by warrants signed by the Comptroller of Public Accounts and the Treasurer of the State of Texas; providing that wages paid under this Act shall be controlled as far as practicable by the provisions of Chapter 45, Acts of the Regular Session of the Forty-third Legislature, and that on construction work, the Board of Control shall provide that the work shall be done with Texas labor, and as far as practicable the use of Texas materials; that all permanent buildings erected in the City of Dallas upon the site of the Central Exposition shall be constructed in accordance with plans and specifications approved by the Texas Centennial Central Exposition, a corporation; providing for the use, possession, and occupancy of such buildings, the lease thereof to the City of Dallas, and the rental to be paid therefor; requiring such buildings to be protected by fire and tornado insurance; providing that the funds appropriated by the terms of the Act shall not be available until the Commission of Control for Centennial Celebrations has filed with the Comptroller a resolution approving plans for the Central Celebration at Dallas; preventing the switching of funds from one allocation to another, and prohibiting the expenditure

of such funds for salaries or expenses for envoys outside of Continental North America; limiting salaries to four thousand dollars (\$4,000) per year; making it unlawful for any member of the Texas Centennial Commission, the Commission of Control of Texas Centennial Celebrations, or any member of any advisory board to charge, receive, or claim, directly or indirectly, fees, commissions, retainers, or brokerage out of any fund or funds appropriated by the Act; precluding any such persons from having any interest in any lands, materials, concessions, or contracts sold to or made with the Centennial Commission, Commission of Control, or the Centennial Commission Advisory Boards, or any individual or any committee represented by any member of said commissions or boards; providing for an audit of expenditures of the one hundred thousand dollars (\$100,000) heretofore appropriated to the Centennial Commission, and the allocation of the unexpended balance thereof to the Board of Control to be used in paying administrative expenses; authorizing the Commission of Control to employ such technical advisers, secretaries, and other employees necessary to carry out the provisions of this Act; providing for the filling of vacancies on the Commission of Control, the Advisory Board of Texas Historians, and the Advisory Board for Advertising; requiring seventy-five per cent (75%) of the net receipts of the Texas Centennial Central Exposition at Dallas to be paid into the Treasury of the State of Texas for the benefit of the General Fund, such receipts not to exceed three million dollars (\$3,000,000); defining 'net receipts'; giving the Board of Control authority to make independent audits of all of the operations and affairs of the Texas Centennial Central Exposition, a corporation; providing for joint meetings of the Texas Centennial Commission and the Commission of Control; authorizing and directing the Commission of Control for Texas Centennial Celebrations to make immediate application to the Federal Government for additional appropriations or allocation of Federal funds to be expended for the purposes enumerated in the Act; providing for a savings clause, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

In Memory of
Judge J. D. Campbell

Mr. Quinn offered the following resolution:

Whereas, We have learned with profound sorrow of the death on April 25, 1935, of the Hon. J. D. Campbell, Judge of the Sixtieth Judicial District Court of Texas, at Beaumont; and

Whereas, The Hon. J. D. Campbell has been district judge for many years and was loved and honored by the people of his district, and was one of the outstanding district judges and church workers of this State; therefore, be it

Resolved by the House of Representatives of the Forty-fourth Legislature, That we recognize the loss this State has sustained in his death; and it be

Resolved, That this body extend its deepest sympathy to his family and to the citizens of his district, and that this resolution be spread on the Journal of the House of Representatives, and that when the House stands adjourned today it do so in honor of this distinguished judge; be it further

Resolved, That a copy of this resolution be sent to Mr. Will Campbell and a copy to Miss Mary Campbell, son and daughter.

QUINN,
NICHOLSON,
McKEE.

The resolution was read second time, and was unanimously adopted.